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NAVAL CRIMINAL INVESTIGATIVE SERVICES
RECORDS MANAGEMENT DIVISION
LAW ENFORCEMENT RECORDS

Package ID #: 0034375-002556											
Name: (b)(6), (b)(7)(C)											
AKA:											
Social Security Number: (b)(6), (b)(7)(C)		Context: Victim									
Date of Birth: (b)(6), (b)(7)(C)	State of Birth: (b)(6), (b)(7)(C)	Country of Birth: US - United States of America									
Case Number: 16MAR16NFN01407KNA		Dossier:									
DCII INDEX CODE: K = 50 Years	RECORD SERIES #: 5580/4a(1)(b)	Date Closed: 09/14/2016									
RECORD SERIES (FILE PLAN) ty Svcs - Law Enforcement - NCIS Criminal Investigative - Controlled Death, Sex Investigations, & Case Files (Created on or after 1 January 1988) Criminal Investigative Reports											
Comments: <i>819853020US, Sent to Rims 9/29/16</i>											
<input type="checkbox"/> No Polygraph Examination Conducted	<input type="checkbox"/> No Sexual Offender Registry Completed										
<input type="checkbox"/> No Finger Prints Submitted to Code 23C2	<input type="checkbox"/> No Final Disposition Report to FBI										
CIS - _____ / _____ <input type="checkbox"/> Closed Status <input type="checkbox"/> Dup Title <input type="checkbox"/> Dup CCN											
<small>Disclosure/Accountability Statement: If this investigation is disseminated outside NCIS, complete NCIS Form 009/10-80, and ensure it is retained in the case file.</small>											
 RUR0014ZV9		1 6 / 1 6 9 8 7									
<table border="0" style="width: 100%;"><tr><td style="width: 40%;">I, (b)(6), (b)(7)(C) SSA _____</td><td style="width: 20%; text-align: center;">certify that</td><td style="width: 40%;">(b)(6), (b)(7)(C) _____</td></tr><tr><td>Typed Name of SSA <i>29 Sep 16</i></td><td></td><td></td></tr><tr><td>DATE</td><td></td><td></td></tr></table>			I, (b)(6), (b)(7)(C) SSA _____	certify that	(b)(6), (b)(7)(C) _____	Typed Name of SSA <i>29 Sep 16</i>			DATE		
I, (b)(6), (b)(7)(C) SSA _____	certify that	(b)(6), (b)(7)(C) _____									
Typed Name of SSA <i>29 Sep 16</i>											
DATE											

Unclassified when separated from attachment unless otherwise indicated.

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Privacy Sensitive - Any misuse or unauthorized disclosure may result in both civil or criminal penalties

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier 16MAR16NFN01407KNA on (b)(6), (b)(7)(C)
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 31AUG16 contains the following additional material on

ENCL(A)TO EXH(11)CONTAINING THE INTERVIEW OF LT (b)(6), (b)(7)(C)

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

☐ **Grand Jury** _____

☐ **X – Rays** _____

☐ **Video Tapes** _____

☐ **Audio Tapes** _____

☐ **Photographs** (images of photographs
are contained in the electronic dossier,
actual photographs(s) from hard copy
dossier is/are filed separately.) _____

☐ **Polygraph Material** _____

☐ **Source Envelope** _____

☒ **Other** 1-DVD 12AUG16 _____
(Description)

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier 16MAR16NFN01407KNA on (b)(6), (b)(7)(C)
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 31AUG16 contains the following additional material on

ENCL(B)TO EXH(10)CONTAINING THE INTERVIEW OF LCDR (b)(6), (b)(7)(C)

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

<input type="checkbox"/>	Grand Jury	_____
<input type="checkbox"/>	X – Rays	_____
<input type="checkbox"/>	Video Tapes	_____
<input type="checkbox"/>	Audio Tapes	_____
<input type="checkbox"/>	Photographs (images of photographs are contained in the electronic dossier, actual photographs(s) from hard copy dossier is/are filed separately.)	_____
<input type="checkbox"/>	Polygraph Material	_____
<input type="checkbox"/>	Source Envelope	_____
<input checked="" type="checkbox"/>	Other 1-DVD 09AUG16 (Description)	_____

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier **16MAR16NFNF01407KNA** on **(b)(6), (b)(7)(C)**
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 03JUN16 contains the following additional material on

ENCL(C)TO EXH(5) DVD'S CONTAINING PST FILES/NO DATES

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

<input type="checkbox"/> Grand Jury	_____
<input type="checkbox"/> X – Rays	_____
<input type="checkbox"/> Video Tapes	_____
<input type="checkbox"/> Audio Tapes	_____
<input type="checkbox"/> Photographs (images of photographs are contained in the electronic dossier, actual photographs(s) from hard copy dossier is/are filed separately.)	_____
<input type="checkbox"/> Polygraph Material	_____
<input type="checkbox"/> Source Envelope	_____
<input checked="" type="checkbox"/> Other <u>DVD</u> (Description)	_____

2 of 2

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier 16MAR16NFnF01407KNA on (b)(6), (b)(7)(C)
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 03JUN16 contains the following additional material on

ENCL(C)TO EXH(5) DVD'S CONTAINING PST FILES/NO DATES

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

☐

Grand Jury

☐

X – Rays

☐

Video Tapes

☐

Audio Tapes

☐

Photographs (images of photographs

are contained in the electronic dossier,
actual photographs(s) from hard copy
dossier is/are filed separately.)

☐

Polygraph Material

☐

Source Envelope

☒

Other

DVD

(Description)

1 of 2

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier 16MAR16NFN01407KNA or (b)(6), (b)(7)(C)
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 03JUN16 contains the following additional material on

ENC(E)TO EXH(4) VIDEO RECORDING OF (b)(6), (b)(7)(C) INTERVIEW/

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

<input type="checkbox"/>	Grand Jury	_____
<input type="checkbox"/>	X – Rays	_____
<input type="checkbox"/>	Video Tapes	_____
<input type="checkbox"/>	Audio Tapes	_____
<input type="checkbox"/>	Photographs (images of photographs are contained in the electronic dossier, actual photographs(s) from hard copy dossier is/are filed separately.)	_____
<input type="checkbox"/>	Polygraph Material	_____
<input type="checkbox"/>	Source Envelope	_____
<input checked="" type="checkbox"/>	Other DVD 26 APR 16 (Description)	_____

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier 16MAR16NFN01407KNA on (b)(6), (b)(7)(C)
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 03JUN16 contains the following additional material on

ENC(A)TO EXH(2) CONTAINING THE INTERVIEW OF LT (b)(6), (b)(7)(C)

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

<input type="checkbox"/>	Grand Jury	_____
<input type="checkbox"/>	X – Rays	_____
<input type="checkbox"/>	Video Tapes	_____
<input type="checkbox"/>	Audio Tapes	_____
<input type="checkbox"/>	Photographs (images of photographs are contained in the electronic dossier, actual photographs(s) from hard copy dossier is/are filed separately.)	_____
<input type="checkbox"/>	Polygraph Material	_____
<input type="checkbox"/>	Source Envelope	_____
<input checked="" type="checkbox"/>	Other DVD 16MAR16 2 OF 2 (Description)	_____

CROSS REFERENCE SHEET

(Insert this behind the cover sheet)

The dossier 16MAR16NFNF01407KNA on (b)(6), (b)(7)(C)
(Case Control Number (CCN)) (Subject Name/Title)

ROI(INTERIM) DATED: 03JUN16 contains the following additional material on

ENC(A)TO EXH(2) CONTAINING THE INTERVIEW OF LT (b)(6), (b)(7)(C)

(Subject of the additional material)

that has been retained in its original format and stored separately as specified below:

TYPE

LOCATION NUMBER

(To be completed by Code 11C13)

<input type="checkbox"/>	Grand Jury	_____
<input type="checkbox"/>	X – Rays	_____
<input type="checkbox"/>	Video Tapes	_____
<input type="checkbox"/>	Audio Tapes	_____
<input type="checkbox"/>	Photographs (images of photographs are contained in the electronic dossier, actual photographs(s) from hard copy dossier is/are filed separately.)	_____
<input type="checkbox"/>	Polygraph Material	_____
<input type="checkbox"/>	Source Envelope	_____
<input checked="" type="checkbox"/>	Other DVD 16MAR16 1 OF 2 (Description)	_____

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED)

14SEP16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA/C

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA NORFOLK, VA ROI (INTERIM) /18MAR16 (Contains Exhibits 1-5)
- (B) NCISRA NORFOLK, VA ROI (INTERIM) /20JUN16 (Contains Exhibit 6)
- (C) NCISRA NORFOLK, VA ROI (INTERIM) /31AUG16 (Contains Exhibits 7-11)

EXECUTIVE SUMMARY

1. On 16MAR16, a complaint of unlawful detainment aboard Naval Station Norfolk (NAVSTA), VA was forwarded to NCIS by the Norfolk Police Department, Norfolk, VA. (b)(6), (b)(7)(C) CIV, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW-120), NAVSTA alleged she had been imprisoned against her will by VAW-120 Command members on 01JUL15. The forwarded complaint identified the unlawful detention occurred when (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were brought into a "Ready Room" and later Conference Room, located within a building occupied by VAW-120. (b)(6), (b)(7)(C) alleged she was told by Command members to disclose where LT (b)(6), (b)(7)(C) and she had been earlier in the day. According to (b)(6), (b)(7)(C) one of the command members allegedly stated to (b)(6), (b)(7)(C) she could not leave until a location was identified. (b)(6), (b)(7)(C) complaint further alleged the door to the Conference Room was closed and she felt she was not free to leave. Initial investigation revealed a history of command disciplinary issues regarding LT (b)(6), (b)(7)(C) including a command investigation regarding LT (b)(6), (b)(7)(C) security clearance eligibility due to allegations he failed to report foreign contacts in Ukraine and concerns regarding his travel to Ukraine. Interviews have been completed. LTJG (b)(6), (b)(7)(C) USN, Trial Counsel, Regional Legal Services Mid-Atlantic (RLSO-MIDLANT), NAVSTA determined there was no prosecutorial merit. Command apprised. Case closed.

NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice, Article 97 (Unlawful detention) and Virginia State Code 18.2-47 (Abduction and Kidnapping).
2. Subsequent to the submission of Reference (C) it was noted that Reference (C) contained typographical errors when listing the References. The correct listing of Reference in Reference (C) should indicate both References are ROI (INTERIMS) vice ROI (OPENS). Subsequent to the submission of Reference (C), on 01SEP16, LTJG (b)(6), (b)(7)(C) RLSO MIDLANT, advised charges would not be

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:16MAR16-NFNF-0140-7KNA/C

14SEP16

preferred in relation to this investigation. LTJG (b)(6), (b)(7)(C) advised (b)(6), (b)(7)(C) was made aware of the recommendation by RLSO MIDLANT.

3. On 14SEP16, CAPT (b)(6), (b)(7)(C) USN, Force Judge Advocate, Commander Naval Air Forces Atlantic, Norfolk, VA was apprised of RSLO's recommendation. As all logical investigative steps have been completed and no prosecution will occur, this investigation is closed at this time.

DISTRIBUTION

NCISHQ:023B

INFO :COMNAVAIRLANT (N01L) (CAPT (b)(6), (b)(7)(C) USN,
COMNAVAIRLANT) (H) /RLSO MIDLANT (LTJG (b)(6), (b)(7)(C) USN,
Trial Counsel) (H) /002A/NFFO

AND DELIVERED: 14SEP16	MAILED:
FAXED/SCANNED:	PUBLISHED: 14SEP16
INITIAL: (b)(6), (b)(7)(C)	

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

31AUG16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA NORFOLK, VA ROI (OPEN)/18MAR16 (Contains Exhibits 1-5)
- (B) NCISRA NORFOLK, VA ROI (OPEN)/20JUN16 (Contains Exhibit 6)

EXHIBIT(S)

- (7) IA: Results of Interview with LT (b)(6), (b)(7)(C) USN/18JUL16
- (8) Typed Sworn Statement of LT (b)(6), (b)(7)(C) USN/23JUN16
- (9) IA: Results of Interview of CAPT (b)(6), (b)(7)(C) USN/08AUG16
- (10) IA: Results of Interview of LCDR (b)(6), (b)(7)(C) USN/09AUG16
- (11) IA: Results of Interview of LT (b)(6), (b)(7)(C) USN/17AUG16

EXECUTIVE SUMMARY

1. On 16MAR16, a complaint of unlawful detainment aboard Naval Station Norfolk (NAVSTA), VA was forwarded to NCIS by the Norfolk Police Department, Norfolk, VA. (b)(6), (b)(7)(C) CIV, (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW-120), NAVSTA alleged she had been imprisoned against her will by VAW-120 Command members on 01JUL15. The forwarded complaint identified the unlawful detention occurred when (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were brought into a "Ready Room" and later Conference Room, located within a building occupied by VAW-120. (b)(6), (b)(7)(C) alleged she was told by Command members to disclose where LT (b)(6), (b)(7)(C) and she had been earlier in the day. According to (b)(6), (b)(7)(C) one of the command members allegedly stated to (b)(6), (b)(7)(C) she could not leave until a location was identified. (b)(6), (b)(7)(C) complaint further alleged the door to the Conference Room was closed and she felt she was not free to leave. Initial investigation revealed a history of command disciplinary issues regarding LT (b)(6), (b)(7)(C) including a command investigation regarding LT (b)(6), (b)(7)(C) security clearance eligibility due to allegations he failed to report foreign contacts in Ukraine and concerns regarding his travel to Ukraine. Interviews have been completed. Case forwarded to Regional Legal Services Mid-Atlantic (RLSO-MIDLANT), NAVSTA for prosecutorial merit.

NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice, Article 97 (Unlawful detention) and Virginia State Code 18.2-47 (Abduction and Kidnapping).

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PAGE 1

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:16MAR16-NFNF-0140-7KNA

31AUG16

2. Subsequent to the submission of Reference (B), on 17JUN16, LT (b)(6), (b)(7)(C), USN was interviewed. LT (b)(6), (b)(7)(C) revealed he observed LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) in VAW-120s Ready Room on 01JUL15. According to LT (b)(6), (b)(7)(C), LT (b)(6), (b)(7)(C) was sitting on a couch visiting with (b)(6), (b)(7)(C) who LT (b)(6), (b)(7)(C) stated, "had been at the squadron all day." LT (b)(6), (b)(7)(C) recalled (b)(6), (b)(7)(C) asking about leaving VAW-120 and was told LT (b)(6), (b)(7)(C) could not leave. LT (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) did not like this response and got upset and began yelling. According to LT (b)(6), (b)(7)(C), his interaction with (b)(6), (b)(7)(C) was very brief and did not recall telling (b)(6), (b)(7)(C) she could not leave the area or telling her she was not free to leave. LT (b)(6), (b)(7)(C) opined (b)(6), (b)(7)(C) may have misinterpreted LT (b)(6), (b)(7)(C) inability to leave as (b)(6), (b)(7)(C) not being about LT (b)(6), (b)(7)(C) ability to leave and that she was free to go; Exhibit (7) pertains.

3. On 23JUN16, LT (b)(6), (b)(7)(C) USN was interviewed. LT (b)(6), (b)(7)(C) revealed on 01JUL15, he recalled seeing LT (b)(6), (b)(7)(C) on 01JUL15, and opined he did not observe (b)(6), (b)(7)(C) stressed, imprisoned, or held against her will. According to LT (b)(6), (b)(7)(C) he could not recall specifically if (b)(6), (b)(7)(C) asked for help or mentioned anything to him about being detained. LT (b)(6), (b)(7)(C) stated he would have remembered something that significant; Exhibit (8) pertains.

4. On 08AUG16, CAPT (b)(6), (b)(7)(C) USN was interviewed and revealed he was neither present in the Conference Room nor the Ready Room of VAW-120 when (b)(6), (b)(7)(C) alleged she was detain on 01JUL15. When asked if any members of VAW-120 would have been armed during (b)(6), (b)(7)(C) alleged unlawful detainment. CAPT (b)(6), (b)(7)(C) responded, "absolutely not" and "the MA's are not even armed". According to CAPT (b)(6), (b)(7)(C) he did not know of (b)(6), (b)(7)(C) alleged detainment until early 2016; Exhibit (9) pertains.

5. On 09AUG16, Reporting Agent (RA) attempted to interview LCDR (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN. LCDR (b)(6), (b)(7)(C) was advised of his Article 31b rights and exercised his right to counsel; Exhibit (10) pertains.

6. On 12AUG16, LT (b)(6), (b)(7)(C) USN was interviewed and revealed that on 01JUL15, he was called into the Conference Room inside of VAW-120 to be a witness for LT (b)(6), (b)(7)(C) USN, Legal Officer, VAW-120 who was going to apprise LT (b)(6), (b)(7)(C) of a pending Captain's Mast. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) asked LT (b)(6), (b)(7)(C) if (b)(6), (b)(7)(C) could be present. LT (b)(6), (b)(7)(C) request was granted and (b)(6), (b)(7)(C) was allowed to be present in the Conference Room. According to LT (b)(6), (b)(7)(C) the door to the Conference Room was closed for privacy. LT (b)(6), (b)(7)(C) advised at no point did (b)(6), (b)(7)(C) request to leave. LT (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) was not questioned or interrogated. Once the meeting was complete all parties departed the Conference Room. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) remained inside of VAW-120 throughout the afternoon; Exhibit (11) pertains.

7. Results of the captioned investigation were provided to LTJG (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Trial Counsel, Regional Legal Service Mid-Atlantic, NAVSTA.

8. On 31AUG16, RA contacted and updated (b)(6), (b)(7)(C) on the status of the investigation.

9. Case pending review by RLSO for prosecutorial merit.

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 16MAR16-NFNF-0140-7KNA

31AUG16

PARTICIPANTS

(b)(6), (b)(7)(C)

SPECIAL AGENT, RESIDENT AGENCY NORFOLK

DISTRIBUTION

INFO : RLSO-MIDLANT (LTJG
Counsel) (H) / NFFO

(b)(6), (b)(7)(C)

USN, Trial

HAND DELIVERED: 0658/16	MAILED: _____
FAX: _____	PUBLISHED: 0659/16
(b)(6), (b)(7)(C)	

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PAGE 3 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

18JUL16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RESULTS OF INTERVIEW WITH LT (b)(6), (b)(7)(C) USN

1. Pursuant to the captioned investigation, Reporting Agent (RA) interviewed LT (b)(6), (b)(7)(C) U.S. Navy (USN), Carrier Air Wing Nine (CVW-9), on 17Jul16. Said interview occurred aboard USS John C. Stennis (CVN-74) and followed the receipt of his biographical data and the appropriate advisement of his Uniform Code of Military Justice (UCMJ) Article 31(b) rights, which he waived. Enclosure (A) pertains.
2. LT (b)(6), (b)(7)(C) recalled interacting with (b)(6), (b)(7)(C) on one occasion and provided a signed/sworn statement detailing his contact with her. He denied ever detaining (b)(6), (b)(7)(C) or telling her she was not allowed to leave the premises. He acknowledged advising (b)(6), (b)(7)(C) USN, he may not have been free to leave on that occasion simply because their command required he remain at work until the end of the workday. LT (b)(6), (b)(7)(C) opined (b)(6), (b)(7)(C) may have misunderstood his statement. Further, he had no knowledge anyone else from the squadron made efforts to prevent her from leaving. Upon the conclusion of his interview, LT (b)(6), (b)(7)(C) agreed to be further interviewed, to include the use of a technical investigative aid. Enclosure (B) pertains.

ENCLOSURE(S)

- (A) Military Suspect's Acknowledgement And Waiver of Rights For
LT (b)(6), (b)(7)(C) 7Jul16
- (B) Signed/Sworn Statment Of LT (b)(6), (b)(7)(C) 7Jul16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT UNIT USS JOHN C. STENNIS (CVN-74)

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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EXHIBIT (7)

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: NCISRU USS John C. Stennis (CVN-74)

Date: July 17, 2016

(b)(6), (b)(7)(C) have been advised by NCIS
Special Agent (b)(6), (b)(7)(C) that I am suspected of the Unlawful Detention of (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

I have also been advised that:

- (b)(6), (b)(7)(C) 1) I have the right to remain silent and make no statement at all. (b)(6), (b)(7)(C)
- (b)(6), (b)(7)(C) 2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding. (b)(6), (b)(7)(C)
- (b)(6), (b)(7)(C) 3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at no cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both. (b)(6), (b)(7)(C)
- (b)(6), (b)(7)(C) 4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview; and (b)(6), (b)(7)(C)
- (b)(6), (b)(7)(C) 5) I may terminate this interview at any time, for any reason. (b)(6), (b)(7)(C)
- (b)(6), (b)(7)(C) I understand my rights as related to me and as set forth above. With that understanding, I have decided that I do not desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at this time. I make this decision freely and voluntarily. No threats or promises have been made to me. (b)(6), (b)(7)(C)

Signature :

(b)(6), (b)(7)(C)

Date & Time:

17 July 16 2000

Witness:

(b)(6), (b)(7)(C)

STATEMENT

Place : NCISRU USS John C. Stennis (CVN-74)

Date : July 17, 2016

(b)(6), (b)(7)(C) make the following free and voluntary statement to Special Agent (b)(6), (b)(7)(C) whom I know to be a Representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of the alleged unlawful detention of (b)(6), (b)(7)(C) aboard Naval Station Norfolk (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) For Purposes of identification I am a (b)(6), (b)(7)(C) and my Social Security Number is (b)(6), (b)(7)(C). I'm currently commissioned in the U.S. Navy (USN) as a Lieutenant (O-3) assigned to Carrier Air Wing Nine (CVW-9). I'm currently deployed aboard USS John C. Stennis (CVN-74), but reside with (b)(6), (b)(7)(C). (b)(6), (b)(7)(C) I can be reached via my cellular phone, (b)(6), (b)(7)(C) or aboard the ship via J-Dial: 6306 (b)(6), (b)(7)(C) @cvw9.navy.mil (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) Special Agent (b)(6), (b)(7)(C) questioned me regarding an incident which occurred approximately one (1) year ago while I had been assigned to Carrier Airborne Early Warning Squadron 120 (VAW-120) in Norfolk, VA. While assigned to VAW-120 I operated as an instructor. SA (b)(6), (b)(7)(C) advised the incident in question pertained to a student named LT (b)(6), (b)(7)(C) USN, whom I remembered because he had so many unusual problems during his training. For numerous reasons, LT (b)(6), (b)(7)(C) had many difficulties and often left the squadron early or missed work for one bizarre reason or another. It got to the point where command required LT (b)(6), (b)(7)(C) to sign in/out of work to ensure he arrived and departed the squadron at the appropriate times. Additionally, he did things like requesting a backseat ride in an FA-18 for no known reason at nearby Oceana, VA and he had issues with his SF-86 wherein it appeared he wasn't truthful about his contact with foreign nationals (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) Due to the aforementioned problems (and numerous others) LT (b)(6), (b)(7)(C) often received counseling from the command's leadership, which likely included questioning about his behavior. Primarily involved in this process would have included LCDR (b)(6), (b)(7)(C) and LCDR (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) who operated as Student Training Officers (STO's) as well as LT (b)(6), (b)(7)(C) who had the collateral duty as the Squadron Legal Officer. I only vaguely recall one (1) instance where LT (b)(6), (b)(7)(C) CIV, would have had any involvement in this process (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) Approximately a year ago (SA (b)(6), (b)(7)(C) advised this incident allegedly occurred on 01 Jul 15, which sounds about right) I recall making my way to the squadron's ready room following a meeting. I kind of remember knowing LT (b)(6), (b)(7)(C) had done something, perhaps not signed in/out of work as directed, and I was curious to find out more detail since I had some responsibility pertaining to his training. I believe I walked upstairs to the command's ready-room in order to check the log book and found LT (b)(6), (b)(7)(C) on a couch visiting with (b)(6), (b)(7)(C) (I believe she had been there all day)—this was the one and only time I had any interaction with (b)(6), (b)(7)(C)

Continuation of voluntary sworn statement of

(b)(6), (b)(7)(C)

on July 17, 2016

(b)(6), (b)(7)(C) As I explained, LT (b)(6), (b)(7)(C) was in trouble for something (I don't specifically remember for what) and may have been taken away from the ready room for counseling—I don't recall LCDR (b)(6), (b)(7)(C) being there that day, so LCDR (b)(6), (b)(7)(C) may have taken him to another room to speak to him privately. While this occurred, I remained in the ready room; I'm unsure if anyone else had been present other than (b)(6), (b)(7)(C). I recall her asking about leaving the facility and I believe I told her LT (b)(6), (b)(7)(C) could not leave—I told her this because LT (b)(6), (b)(7)(C) had been instructed by the squadron's leadership to remain at work until 1600hrs due to his repeated absenteeism (this incident occurred around 1400hrs). I recalled she did not like my response, got upset and began yelling why not (meaning why couldn't (b)(6), (b)(7)(C) leave). Again, I would have referred to LT (b)(6), (b)(7)(C) working hours as the reason why. Our interaction was very brief and I don't remember any further details (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) I have no recollection of telling (b)(6), (b)(7)(C) she couldn't leave the area, nor do I have any knowledge of anyone else telling her she wasn't free to leave. It is possible she misinterpreted my advising her LT (b)(6), (b)(7)(C) wasn't able to depart as me telling her she couldn't leave. This is especially true given the fact that following this incident I learned (b)(6), (b)(7)(C) shared one vehicle—she may have felt as though she couldn't leave if (b)(6), (b)(7)(C) and their one car had to stay at the squadron. However, I believe I had been very clear and specifically referenced (b)(6), (b)(7)(C) work hours as the reason he wasn't free to depart whenever he wanted to leave (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) SA (b)(6), (b)(7)(C) asked me if I would have instructed (b)(6), (b)(7)(C) not to leave if someone had advised they intended to speak with her following their conversation with LT (b)(6), (b)(7)(C). Knowing myself, I would have relayed the message to (b)(6), (b)(7)(C). However, I do not remember this actually occurring. Nonetheless I would never intend to mean she wasn't free to leave, simply a request had been made that she remain in the area for a discussion or questions (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) This statement, consisting of this page and 1 other page(s) was typed for me by Special Agent (b)(6), (b)(7)(C) as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief (b)(6), (b)(7)(C)

Signature: (b)(6), (b)(7)(C)

Sworn to and subscribed before me this 17 day of June in the year 2016 at

NCISRU USS John C. Stennis

Witnessed: _____

(b)(6), (b)(7)(C)

U.S.C. 936) AND 5 U.S.C. 303

STATEMENT

(b)(6), (b)(7)(C)

Place: USS RONALD REAGAN (CVN 76)

Date: 23Jun16

(b)(6), (b)(7)(C)

USN, make the following free and voluntary statement to

SA (b)(6), (b)(7)(C) whom I know to be a representative of the United States Naval Criminal Investigative Service. I make this statement of my own free will and without any threats made to me or promises extended. I fully understand that this statement is given concerning my knowledge of allegations lodge by (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

For identification purposes, I am (b)(6), (b)(7)(C) years old and was born on (b)(6), (b)(7)(C)

My social security number is (b)(6), (b)(7)(C) and my race and sex are (b)(6), (b)(7)(C) I am approximately (b)(6), (b)(7)(C) inches tall and I

weigh approximately (b)(6), (b)(7)(C) pounds. I have (b)(6), (b)(7)(C) hair. I currently reside at

(b)(6), (b)(7)(C)

on Base, and my phone number is (b)(6), (b)(7)(C) I am a member of the United States Navy currently

assigned to CTF-70, Flag Aide/Flag LT and my rank is LT. I have the following security clearance: TS/SCI.

(b)(6), (b)(7)(C)

In regards to the matter above involving LT (b)(6), (b)(7)(C) I remember very little specifically about that day. However, I do remember seeing him in the VAW-120 conference room with someone, who I later found out to be (b)(6), (b)(7)(C) was LT (b)(6), (b)(7)(C) class advisor when he was an active flight student earlier that year. LT (b)(6), (b)(7)(C) had since stopped training with my class and was undergoing a reinvestigation of his security clearance. I knew that something was going on that morning because LT (b)(6), (b)(7)(C) was scheduled to be at the squadron daily during working hours and some other staff officers were asking around about his whereabouts. It was believed that he went to a lawyer due to (I can't remember exactly what type of punishment it was, possibly NJP). As I was leaving the squadron, I went in to talk to LT (b)(6), (b)(7)(C) That's when I learned that the woman he was with was (b)(6), (b)(7)(C) While LT (b)(6), (b)(7)(C) may have been stressed due to interactions with the chain of command, (b)(6), (b)(7)(C) did not appear to me to be stressed. LT (b)(6), (b)(7)(C) was required to be at the squadron during normal business hours (I can't remember exactly what times, but likely 1600 or 1630) by a specific Letter of Instruction. There was no indication that he (b)(6), (b)(7)(C) could not leave the squadron, and no one was being "imprisoned" or held against their will. She could have left the spaces freely at her will.

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

The following questions were asked of me by SA (b)(6), (b)(7)(C) NCIS

Question (Q): SA (b)(6), (b)(7)(C)

Answer (A): LT (b)(6), (b)(7)(C) USN

(b)(6), (b)(7)(C)

Q: Do you know why LT (b)(6), (b)(7)(C) security clearance was suspended?

A: The exact reasons no, I can't recall – it was due to the request of the CO of the time – CDR (b)(6), (b)(7)(C) He initiated the reinvestigation. I was not in the loop as to his reasons. I feel they were probably justified to look into, but I don't know the specifics ... Actually, I do remember – It was his foreign contacts.

(b)(6), (b)(7)(C)

Q: Foreign contacts in his birth country of Ukraine?

STATEMENT - CONTINUATION

A: Yeah – it was in regards to whether or not he had listed all his foreign contacts properly. The Ukraine crisis broke out. There was a lot of movement back and forth of (b)(6), (b)(7)(C). There were questions about whether he listed his contacts properly on his SF-86. He was cleared. He was fine. They re-instated all of his clearances (b)(6), (b)(7)(C).

(b)(6), (b)(7)(C) – do you know why she was in the squadron conference room?

A: No, (b)(6), (b)(7)(C).

(b)(6), (b)(7)(C)
Q: Did she appear to be distressed?

A: No that I can remember. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: If she had been significantly distressed – would you remember? I mean if she was crying or asking for help?
A: yes. No she was not (crying or asking for help) (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: Did either LT (b)(6), (b)(7)(C) mention anything about not being able to leave?

A: No, (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: Where the doors to the conference room locked?

A: No, it was open. Like the actual door was physically open. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: Was there anyone guarding them or watching over them?

A: No, (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: Were you friendly with LT (b)(6), (b)(7)(C) since you were previously his mentor?

A: Yes, (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: So, LT (b)(6), (b)(7)(C) were sitting in the conference room with open doors and no one watching them when you saw them.

A: Yes, (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: And neither LT (b)(6), (b)(7)(C) mentioned being unable to leave. Is that correct?

A: I don't remember what they said. I don't remember them saying anything about it, I can't be sure but I don't remember that. I feel like that would have stuck out in my mind – I would probably have said something. (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: After that day, did either of them mention anything to you about being there that day?

A: No, (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)
Q: Is there anything else about this issue you think NCIS should know?

A: No, (b)(6), (b)(7)(C)

STATEMENT - CONTINUATION

(b)(6), (b)(7)(C)

Is there anything else you wish to add to your statement?

A: Not at this time. (b)(6), (b)(7)(C)

This statement, consisting of this page and 2 other page(s) was prepared by me & SA (b)(6), (b)(7)(C) as we discussed its contents. I have read and understand the above statement. I have been given the opportunity to make any changes or corrections I desire to make and have placed my initials over the changes or corrections. This statement is the truth to the best of my knowledge and belief.

Signature: (b)(6), (b)(7)(C)

Sworn to and subscribed before me this 23 day of June in the year 2016 at 1906

Witnessed: _____

(b)(6), (b)(7)(C)

Service

UCMJ (10 U.S.C. 936) AND 5 U.S.C. 303

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

08AUG16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RESULTS OF INTERVIEW OF CAPT (b)(6), (b)(7)(C) USN

1. On 08AUG16, Reporting Agent (RA) and Participating Agent (PA) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) NCISRA Norfolk, VA interviewed CAPT (b)(6), (b)(7)(C) USN, Team Chief, Deployable Training Division Joint Staff J-7, Suffolk, VA. As background, CAPT (b)(6), (b)(7)(C) was identified as the Commanding Officer of VAW-120, on 01JUL15, when the alleged unlawful detainment of (b)(6), (b)(7)(C), CIV took place.

2. According to CAPT (b)(6), (b)(7)(C) he was neither present in the Conference Room nor the Ready Room of VAW-120 when (b)(6), (b)(7)(C) alleged she was detain. CAPT (b)(6), (b)(7)(C) indicated during the morning hours of 01JUL15, he was completing his last flight with the squadron and then was attending his own farewell luncheon. Furthermore, CAPT (b)(6), (b)(7)(C) stated after lunch he conducted Fitness Report debriefs. CAPT (b)(6), (b)(7)(C) revealed he learned of the unlawful of (b)(6), (b)(7)(C) in MAR16, when he was contacted by VAW-120's current Commanding Officer, CDR (b)(6), (b)(7)(C) USN.

3. CAPT (b)(6), (b)(7)(C) was asked if he knew if any members of VAW-120 would have been armed during (b)(6), (b)(7)(C) alleged unlawful detainment particularly in area of the Ready Room. This question was asked in response to (b)(6), (b)(7)(C) statement to Norfolk Police Department on 12MAR16, and again in her statement to NCIS on 18MAY16, which she alleged a belief that there were men in the Ready Room of VAW-120 who were armed. CAPT (b)(6), (b)(7)(C) responded, "absolutely not" and "the MA's are not even armed".

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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EXHIBIT (9)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

09AUG16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RESULTS OF INTERVIEW OF LCDR (b)(6), (b)(7)(C) USN

1. On 09AUG16, Reporting Agent (RA) and Participating Agent (PA) (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) NCISRA Norfolk, VA interviewed LCDR (b)(6), (b)(7)(C) USN regarding the unlawful detainment of (b)(6), (b)(7)(C) LCDR (b)(6), (b)(7)(C) arrived at NCIS Norfolk unescorted. RA and PA identified themselves as NCIS Special Agents by presenting NCIS Credentials. As background, LCDR (b)(6), (b)(7)(C) was identified for interview as a result of interviews with (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) USN where both alleged LCDR (b)(6), (b)(7)(C) gave orders to LT (b)(6), (b)(7)(C) to bring (b)(6), (b)(7)(C) into VAW-120. Once inside VAW-120, LCDR (b)(6), (b)(7)(C) allegedly interrogated (b)(6), (b)(7)(C) and would not allow her to leave the building.

2. LCDR (b)(6), (b)(7)(C) was advised of his Article 31b rights. LCDR (b)(6), (b)(7)(C) invoked his right to counsel and the interrogation was terminated; Enclosure (A) pertains.

3. This report is a summary of the interview of LCDR (b)(6), (b)(7)(C). For complete details of the interview the DVD copy must be reviewed. A DVD copy of the interview has been placed into the NCIS Norfolk Consolidated Evidence Facility. A second DVD copy of the interrogation is appended as Enclosure (B).

ENCLOSURE(S)

(A) Military Rights Advisement of LCDR (b)(6), (b)(7)(C) 09AUG16

(B) 1 - DVD Containing the Interview of LCDR (b)(6), (b)(7)(C) 09AUG16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 1 LAST V3 LNN
(b)(6), (b)(7)(C)

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EXHIBIT (10)

MILITARY SUSPECT'S ACKNOWLEDGEMENT AND WAIVER OF RIGHTS

Place: NCIS Norfolk, VA
Date: 9 AUG 16

I, (b)(6), (b)(7)(C), have been
advised by (b)(6), (b)(7)(C) that I am
suspected of violation of Art. 97 (unlawful detention) of

(b)(6), (b)(7)(C)

I have also been advised that:

- (b)(6), (b)(7)(C)
- 1) I have the right to remain silent and make no statement at all (b)(6), (b)(7)(C)
- 2) Any statement I make can be used against me in a trial by court-martial or other judicial or administrative proceeding (b)(6), (b)(7)(C)
- 3) I have the right to consult with a lawyer prior to any questioning. This lawyer may be a civilian lawyer retained by me at my cost to the United States, a military lawyer appointed to act as my counsel at no cost to me, or both (b)(6), (b)(7)(C)
- 4) I have the right to have my retained lawyer and/or appointed military lawyer present during this interview (b)(6), (b)(7)(C)
- 5) I may terminate this interview at any time, for any reason (b)(6), (b)(7)(C)
- (b)(6), (b)(7)(C)
- I understand my rights as related to me and as set forth above. With that understanding, I have decided that I desire to remain silent, consult with a retained or appointed lawyer, or have a lawyer present at the time. I make this decision freely and voluntarily. No threats or promises have been made to me (b)(6), (b)(7)(C)

Signature : (b)(6), (b)(7)(C)

Date & Time: 9 AUG 16 1014

Witnessed: (b)(6), (b)(7)(C)

At this time, I, (b)(6), (b)(7)(C), desire to
make the following voluntary statement. This statement is made with an understanding of my rights as
set forth above. It is made with no threats or promises having been extended to me.

Page 24 redacted for the following reason:

Exh (10) Enc(B) is not processed

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

17AUG16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RESULTS OF INTERVIEW OF LT (b)(6), (b)(7)(C) USN

1. On 12AUG16, Reporting Agent (RA) interviewed LT (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW-120), Naval Station Norfolk, VA. As background, LT (b)(6), (b)(7)(C) was identified by LT (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, VAW-120, (b)(6), (b)(7)(C) as being present in the Conference Room on 01JUL15, when (b)(6), (b)(7)(C) alleged she was unlawfully detained.
2. On 12AUG16, LT (b)(6), (b)(7)(C) was advised of his Article 31b rights to which he waived. Due to administrative oversight the signed rights advisement will not be appended.
3. According to LT (b)(6), (b)(7)(C) on 01JUL15, he was called into the Conference Room inside of VAW-120 to be a witness for LT (b)(6), (b)(7)(C) USN, Legal Officer, VAW-120 who was preparing to advise LT (b)(6), (b)(7)(C) of a pending Captain's Mast. LT (b)(6), (b)(7)(C) stated once LT (b)(6), (b)(7)(C) was in the Conference Room he asked LT (b)(6), (b)(7)(C) if (b)(6), (b)(7)(C) could be present. According to LT (b)(6), (b)(7)(C) was already present in VAW-120 at the time and was waiting in the hallway outside the Conference Room. LT (b)(6), (b)(7)(C) request was granted and (b)(6), (b)(7)(C) was allowed to be present in the Conference Room. According to LT (b)(6), (b)(7)(C) the door to the Conference Room was closed for privacy and not to prevent her from leaving. LT (b)(6), (b)(7)(C) advised at no point did (b)(6), (b)(7)(C) request to leave or act in a manner leading him to believe she was uncomfortable with the situation. LT (b)(6), (b)(7)(C) stated at no point was (b)(6), (b)(7)(C) questioned or interrogated by him or LT (b)(6), (b)(7)(C). According to LT (b)(6), (b)(7)(C) did ask a question but could not recall specifically the question. Once the meeting was complete all parties departed the Conference Room. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) remained inside of VAW-120 throughout the afternoon.
4. LT (b)(6), (b)(7)(C) was asked about (b)(6), (b)(7)(C) belief there were, "armed men" in the Ready Room. LT (b)(6), (b)(7)(C) advised there was "zero way" and "-150 percent" chance anyone inside of VAW-120 could have been armed or would be armed.
5. This report is a summary of the interview of LT (b)(6), (b)(7)(C). For complete details of the interview the DVD copy must be reviewed. A DVD copy of the interview has been placed into the NCIS Norfolk Consolidated Evidence Facility. A second DVD copy of the interview is appended as Enclosure (A).

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PAGE 1

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EXHIBIT (//)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:16MAR16-NFNF-0140-7KNA

17AUG16

ENCLOSURE(S)

(A) 1 - DVD Containing the Interview of LT (b)(6), (b)(7)(C) 12AUG16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 2 LAST (b)(6), (b)(7)(C) VR LNN

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Page 27 redacted for the following reason:

Exh (11) Enc(A) is not processed

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

18JUL16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NWXJ/RESIDENT UNIT USS JOHN C. STENNIS (CVN-74) (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA Norfolk, VA ROI (INTERIM) (Contains Exhibit 6)/20JUN16

EXHIBIT(S)

(1) IA: Results Of Interview With LT (b)(6), (b)(7)(C) USN/17Jul16

NARRATIVE

1. Pursuant to the lead tasking set forth via Reference (A), Reporting Agent (RA) interviewed LT (b)(6), (b)(7)(C) U.S. Navy (USN), Carrier Air Wing Nine (CVW-9). Said interview occurred aboard USS John C. Stennis (CVN-74) on 17Jul16, and concluded with the receipt of a Signed/Sworn Statement from LT (b)(6), (b)(7)(C) wherein he denied detaining (b)(6), (b)(7)(C) at Carrier Airborne Early Warning Squadron 120 (VAW-120). Lead tasking complete, Exhibit (1) pertains.

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

09JUL16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NWXJ/RESIDENT UNIT USS JOHN C. STENNIS (CVN-74) (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA Norfolk, VA ROI (INTERIM) (Contains Exhibit 6) /20JUN16

NARRATIVE

1. Receipt of Lead Tasking set forth via Reference (A) has been received by Reporting Agent (RA). However, due to an increased operational tempo aboard USS John C. Stennis (CVN-74), efforts to interview LT (b)(6), (b)(7)(C) U.S. Navy (USN), have not been accomplished. The estimated date of completion for the lead tasking is 18Jul16.

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NCISHQ:0023

INFO :NFNF (E)/NWBR (E)/NWFO/NWXJ/NFFO

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

22JUN16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/FEYK/RESIDENT AGENCY YOKOSUKA/ (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCIRA Norfolk, VA ROI (INTERIM)/20JUN16

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A), NCISRA Yokosuka Japan located LT (b)(6), (b)(7)(C) USN, to facilitate the interview. Contact with Special Agent Afloat (SAA) (b)(6), (b)(7)(C) NCISRU USS Ronald Reagan, revealed that LT (b)(6), (b)(7)(C) is currently underway aboard USS RONALD REAGAN (CVN 76). Currently, NCISRU USS Ronald Reagan has limited connectivity with CLEOC and therefore cannot electronically receive an appropriate lead tasking from NCISRA Norfolk VA. Due to this and to facilitate the completion of this lead, NCISRA Yokosuka emailed lead tasking to SAA (b)(6), (b)(7)(C) for completion. Upon completion, SAA (b)(6), (b)(7)(C) will email statement and supporting documents to NCISRA Yokosuka to close out this lead. NCISRU USS Ronald Reagan will mail the original documents to NCISRA Norfolk VA. Estimated date of completion is 15Jul16.

DISTRIBUTION

INFO :FEFO/NFNF/NFFO/FEXP/FEYK/FEAJ

CASE CONTROL	
	INITIALS
TRANSMITTED	(b)(6), (b)(7)(C) 6/23
GCS	
MAILED	
APPROVED	
FILED	

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PAGE 1 LAST (b)(6), (b)(7)(C) Y2 LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

20JUN16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK, (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA NORFOLK, VA ROI(OPEN)/18MAR16(Contains Exhibits 1-5) (Less Enclosures to Command)

EXHIBIT(S)

- (6) IA: Receipt and Review of Documents Provided by LT (b)(6), (b)(7)(C) 1JUN16 (Less Enclosures to Command)

EXECUTIVE SUMMARY

1. On 16MAR16, a complaint of unlawful detainment aboard Naval Station Norfolk (NAVSTA), VA was forwarded to NCIS by the Norfolk Police Department, Norfolk, VA from (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW-120), NAVSTA (b)(6), (b)(7)(C) alleged she had been imprisoned against her will by VAW-120 Command members on 01JUL15. The forwarded complaint identified the unlawful detention occurred when (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were brought into a "Ready Room" and later Conference Room, located within a building occupied by VAW-120 and told by Command members to disclose where LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) had been earlier in the day. According to (b)(6), (b)(7)(C) one of the command members allegedly stated to (b)(6), (b)(7)(C) she could not leave until a location was identified. (b)(6), (b)(7)(C) complaint further alleged the door to the Conference Room was closed and she felt she was not free to leave. Initial investigation revealed a history of command disciplinary issues regarding LT (b)(6), (b)(7)(C) including a command investigation regarding LT (b)(6), (b)(7)(C)' security clearance eligibility due to allegations he failed to report foreign contacts in Ukraine and concerns regarding his travel to Ukraine. Investigation continues pending interviews of identified Command members.

NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice, Article 97 (Unlawful detention) and Virginia State Code 18.2-47 (Abduction and Kidnapping).
2. Subsequent to the submission of Reference (A), on 23MAY16, LT (b)(6), (b)(7)(C) provided a 265 page binder pertaining to his allegations against VAW-120 and the events surrounding his alleged mistreatment by Command Members of VAW-120. Between, 16MAY16 and 01JUN16, a review of the provided documents was conducted. The document titled, "Case Background March 2015-March 2016" was found to have illustrated the unlawful detainment of (b)(6), (b)(7)(C) by LCDR

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:16MAR16-NFNF-0140-7KNA

20JUN16

(b)(6), (b)(7)(C) USN, LT (b)(6), (b)(7)(C) USN and LT (b)(6), (b)(7)(C) USN. According to LT (b)(6), (b)(7)(C) LCDR (b)(6), (b)(7)(C) ordered him to bring (b)(6), (b)(7)(C) into the to the squadron's Ready Room from the parking lot. Once in the Ready Room LCDR (b)(6), (b)(7)(C) questioned (b)(6), (b)(7)(C) and told them they could not leave. LT (b)(6), (b)(7)(C) goes on to state the detainment moved from the squadron's Ready Room to the squadron's Conference Room where LT (b)(6), (b)(7)(C) USN and LT (b)(6), (b)(7)(C) USN "interrogated" (b)(6), (b)(7)(C). According to LT (b)(6), (b)(7)(C) he requested the interrogation to cease so he and (b)(6), (b)(7)(C) could speak with an attorney. Once allowed to leave LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) consulted with an attorney about documents presented to him during the detainment by LCDR (b)(6), (b)(7)(C) regarding a pending Captain's Mast. No mention of the unlawful detained to the attorney was noted. LT (b)(6), (b)(7)(C) further to stated in the same document that LT (b)(6), (b)(7)(C) requested to speak to CAPT (b)(6), (b)(7)(C) USN, Commodore, to address concerns that he was told by Command Members (NFI) due to (b)(6), (b)(7)(C) receiving Tricare benefits she was subject to the Uniform Code of Military Justice; Exhibits (6) pertains.

3. On 31MAY16, an update of the captioned investigation was provided to CDR (b)(6), (b)(7)(C) USN, Trial Counsel, Regional Legal Services Office Mid-Atlantic, Naval Station Norfolk, VA.

4. Investigation continues pending numerous command interviews.

ACTION

R.NWXJ: Utilizing Reference (A) and Exhibit (6) locate and fully identify LT (b)(6), (b)(7)(C) USN, USS JOHN C. STENNIS. DOB (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) was named as being present at VAW-120 on 01JUL15 when (b)(6), (b)(7)(C) was detained by Command members of VAW-120. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) stated to (b)(6), (b)(7)(C) he was not free to leave. LT (b)(6), (b)(7)(C) is suspected of being involved in the unlawful detainment of (b)(6), (b)(7)(C). Ascertain the circumstances around the detainment by Command Members of VAW-120 on or about 01JUL15. Determine why (b)(6), (b)(7)(C) was detained. Attempt to obtain a sworn statement from LT (b)(6), (b)(7)(C) including the additional facts and address any discrepancies identified. Ascertain if LT (b)(6), (b)(7)(C) is willing to undergo a polygraph examination if he denies any wrongdoing. Please contact SA (b)(6), (b)(7)(C) or via email to (b)(6), (b)(7)(C) @ncis.navy.mil.

R.FEYK: Utilizing Reference (A) and Exhibit (6) locate and fully identify LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) was named as being present at VAW-120 on 01JUL15 when (b)(6), (b)(7)(C) was detained by Command members of VAW-120. Ascertain the circumstances around the detainment by Command Members of VAW-120 on or about 01JUL15. Determine why (b)(6), (b)(7)(C) was detained. Attempt to obtain a sworn statement from LT (b)(6), (b)(7)(C) including the additional facts and address any discrepancies identified. Please contact SA (b)(6), (b)(7)(C) at (b)(6), (b)(7)(C) or via email to (b)(6), (b)(7)(C) @ncis.navy.mil.

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:16MAR16-NFNF-0140-7KNA

20JUN16

DISTRIBUTION

ACTION:NWXJ/FEYK

INFO :002A/002P/NWFO/FEFO/RLSO MIDLANT (CDR
USN) (M)

(b)(6), (b)(7)(C)

HAND DELIVERED:	_____	MAILED:	✓
FAXED:	_____	PUBLISHED:	6/21/16
INITIAL:	(b)(6), (b)(7)(C) 12/1/16		

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PAGE 3 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

01JUN16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RECEIPT AND REVIEW OF DOCUMENTS PROVIDED BY LT (b)(6), (b)(7)(C)

1. On 23MAY16, LT (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW-120), Naval Station Norfolk, VA provided a document binder containing 264 pages pertaining to his allegations against VAW-120 and the events surrounding his alleged mistreatment by Command Members of VAW-120. As background, LT (b)(6), (b)(7)(C) CIV who alleged she was unlawfully detained in the confines of VAW-120 on 01JUL15, by the same Command Members who LT (b)(6), (b)(7)(C) allegedly mistreated him.
2. Between, 16MAY16 and 01JUN16, RA reviewed the documents. The document titled, "Case Background March 2015-March 2016" LT (b)(6), (b)(7)(C) documented the unlawful detainment of (b)(6), (b)(7)(C) by LCDR (b)(6), (b)(7)(C) USN, LT (b)(6), (b)(7)(C) USN and LT (b)(6), (b)(7)(C) (NFI), USN. LT (b)(6), (b)(7)(C) stated LCDR (b)(6), (b)(7)(C) ordered him to bring (b)(6), (b)(7)(C) into the squadron's Ready Room from the parking lot. LT (b)(6), (b)(7)(C) further described the encounter as one where LCDR (b)(6), (b)(7)(C) questioned (b)(6), (b)(7)(C) and told them they could not leave; the encounter lasted approximately 30 minutes. LT (b)(6), (b)(7)(C) went on to convey the incident moved from the squadron's Ready Room to the squadron's Conference Room where LT (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) "interrogated" (b)(6), (b)(7)(C). According to LT (b)(6), (b)(7)(C) he requested the interrogation to cease so he and (b)(6), (b)(7)(C) could speak with an attorney. After being allowed to leave, he and (b)(6), (b)(7)(C) consulted with an attorney regarding documents LT (b)(6), (b)(7)(C) received from LCDR (b)(6), (b)(7)(C) pertaining to a pending Captain's Mast. No mention of the unlawful detained to the attorney was noted. LT (b)(6), (b)(7)(C) goes on further to state in the same document he submitted a letter requesting to speak with CAPT (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Commodore, to address concerns that it was "okay" for Command Members to question (b)(6), (b)(7)(C) and that he was told by Command Members (NFI) due to (b)(6), (b)(7)(C) receiving Tricare benefits she was subject to the Uniform Code of Military Justice; Enclosure (A) pertains.
3. Further review of the documents revealed similar statements written or compiled by LT (b)(6), (b)(7)(C) where he depicts his alleged mistreatment while at VAW-120 as well as the unlawful detainment and questioning of (b)(6), (b)(7)(C). All statements were similar as they continued to depict the same information only they were written to or addressed to different parties; Enclosure (B) pertains.
4. No other information pertinent to the captioned investigation was gleaned. A copy of the documents were placed onto a CD-R and placed inside RA's case notes.

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EXHIBIT (e)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL: 16MAR16-NFNF-0140-7KNA

01JUN16

ENCLOSURE(S)

- (A) Case Background March 2015-March 2016/No Date
- (B) Request to Commanding Officer For Redress/03DEC15

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 2 LAST (b)(6), (b)(7)(C) NN

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Pages 37 through 46 redacted for the following reasons:

(b)(6), (b)(7)(C)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

15JUN16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/SWPH/RESIDENT AGENCY VENTURA/ (b)(6), (b)(7)(C) INVESTIGATOR

REFERENCE(S)

(A) NCISRA NORFOLK, VA ROI (INTERIM) (CONTAINS EXHIBITS
1-5) /03JUN16

NARRATIVE

1. Pursuant to lead tasking set forth in Reference (A), on 15Jun16, Participating Investigator (b)(6), (b)(7)(C) attempted to locate and fully identify LT (b)(6), (b)(7)(C) USN, COMCARAIRWING NINE, Point Mugu NAWC, CA. Contact was made with (b)(6), (b)(7)(C) identified as (b)(6), (b)(7)(C) CIV, who stated he is currently deployed on board the USS John C. Stennis CVN 74. Estimated date of return is circa August 2016. On 15Jun16, Reporting Agent notified the case agent of this development.

2. Lead tasking is complete.

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INFO :NFNF/SWPH/SWFO

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (INTERIM)

03JUN16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK/ (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: Receipt and Review of (b)(6), (b)(7)(C) Complaint Submitted to Norfolk Police Department/18MAR16
- (2) IA: Results of Interview of LT (b)(6), (b)(7)(C) USN/18MAR16
- (3) IA: Review of Hand drawn sketch completed by LT (b)(6), (b)(7)(C) /25MAY16
- (4) IA: RESULTS OF INTERVIEW WITH (b)(6), (b)(7)(C) CIV/29APR16
- (5) IA: Results of Review of NMCI PST Files of VAW-120 Command Members/16MAY16

EXECUTIVE SUMMARY

1. On 16MAR16, a complaint of unlawful detainment aboard Naval Station Norfolk (NAVSTA), VA was forwarded to NCIS by the Norfolk Police Department, Norfolk, VA from (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW-120), NAVSTA. V/NAGY alleged she had been imprisoned against her will by VAW-120 Command members on 01JUL15. The forwarded complaint identified the unlawful detention occurred when (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were brought into a "Ready Room" and later Conference Room located within a building occupied by VAW-120 and told by Command members to disclose where LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) had been earlier in the day. According to (b)(6), (b)(7)(C) one of the command members allegedly stated to (b)(6), (b)(7)(C) she could not leave until a location was identified. (b)(6), (b)(7)(C) complaint further alleged the door to the Conference Room was closed and she felt she was not free to leave. Initial investigation revealed a history of command disciplinary issues regarding LT (b)(6), (b)(7)(C) including a command investigation regarding LT (b)(6), (b)(7)(C) security clearance eligibility due to allegations he failed to report foreign contacts in Ukraine and concerns regarding his travel to Ukraine. Investigation continues pending interviews of identified Command members.

NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice, Article 97 (Unlawful detention) and Virginia State Code 18.2-47 (Abduction and Kidnapping).
2. On 16MAR16, Norfolk Police Department (NPD) forwarded a complaint received by them titled, "Statement of Criminal Complaint by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) on 12 March 2016". On or about 12MAR16, (b)(6), (b)(7)(C) accompanied by LT (b)(6), (b)(7)(C) attempted to file a police report with NPD. NPD took the initial

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03JUN16

complaint but did not complete a police report. NPD subsequently forwarded the information to include (b)(6), (b)(7)(C) prepared statement to NCIS. According to (b)(6), (b)(7)(C) on 01JUL15, she was unlawfully detained by Command members of VAW-120. (b)(6), (b)(7)(C) indicated she was ordered to disclose LT (b)(6), (b)(7)(C) location prior to being ordered to VAW-120. (b)(6), (b)(7)(C) identified LT (b)(6), (b)(7)(C) USN as telling her she and LT (b)(6), (b)(7)(C) were not free to leave; Exhibit (1) pertains.

3. On 16MAR16, LT (b)(6), (b)(7)(C) was interviewed and revealed since his arrival at VAW-120 he has been unfairly treated and punished as a result of a complaint he filed with the Navy Office of the Inspector General (IG). On 01JUL15, LT (b)(6), (b)(7)(C) had a meeting with the IG to discuss LT (b)(6), (b)(7)(C) treatment at VAW-120. While in the meeting, a Command member (NFI) called LT (b)(6), (b)(7)(C) repeatedly ordering him back to VAW-120. According to LT (b)(6), (b)(7)(C) he and (b)(6), (b)(7)(C) were advised they did not have to disclose the meeting to anyone. Upon completion of the meeting LT (b)(6), (b)(7)(C) proceeded to VAW-120 where, LCDR (b)(6), (b)(7)(C) USN, VAW-120 ordered him to disclose where he had previously been. LT (b)(6), (b)(7)(C) refused citing protected communication. LT (b)(6), (b)(7)(C) further indicated he was ordered to retrieve (b)(6), (b)(7)(C) from his car to which he complied. Upon (b)(6), (b)(7)(C) arrival to VAW-120, according to LT (b)(6), (b)(7)(C), he and (b)(6), (b)(7)(C) were questioned and told they were not free to leave; Exhibit (2) pertains.

4. During LT (b)(6), (b)(7)(C) interview he drew a sketch of the area in which he and (b)(6), (b)(7)(C) were allegedly unlawfully detained. The sketch depicts both the Ready Room and Conference Room of VAW-120. LT (b)(6), (b)(7)(C) indicated he and (b)(6), (b)(7)(C) were initially held in VAW-120's Ready Room and then were moved to the Conference Room. LT (b)(6), (b)(7)(C) identified the Command members that were present during the questioning; Exhibit (3) pertains.

5. On 26APR16, (b)(6), (b)(7)(C) was interviewed and revealed on 01JUL15, she and LT (b)(6), (b)(7)(C) were detained at VAW 120 for approximately 2 hours against their will. According to (b)(6), (b)(7)(C) she was questioned regarding LT (b)(6), (b)(7)(C) location prior to their detainment. (b)(6), (b)(7)(C) indicated she spoke with LT (b)(6), (b)(7)(C) USN, VAW-120 about leaving and was told by LT (b)(6), (b)(7)(C) they needed to wait to hear from Command. (b)(6), (b)(7)(C) indicated while detained in the Ready Room she felt intimidated and uncomfortable due to the 10-15 uniformed Navy members she believed were armed. During this time (b)(6), (b)(7)(C) indicated she did not feel free to leave and Command had the authority to detain her; Exhibit (4) pertains.

6. Between 05MAY16 and 20MAY16, a review of the Navy Marine Corps Internet (NMCI) personal storage table (PST) files of LCDR (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C) USN. Several e-mails were noted to have contents pertaining to the captioned investigation. On 11MAR16, an e-mail sent from CDR (b)(6), (b)(7)(C) to several parties in which CDR (b)(6), (b)(7)(C) conveys LT (b)(6), (b)(7)(C) did not check in at the duty desk as per his Letter of Instruction. This resulted in LT (b)(6), (b)(7)(C) calling him repeatedly on 01JUL15, in an attempt to determine his whereabouts. Additionally, CDR (b)(6), (b)(7)(C) conveyed LT (b)(6), (b)(7)(C) was questioned as to why he missed muster and volunteered (b)(6), (b)(7)(C) to answer questions. CDR (b)(6), (b)(7)(C) opined LT (b)(6), (b)(7)(C) was not understanding and/or could not remember. The e-mail also indicated at no time was LT (b)(6), (b)(7)(C) separated from (b)(6), (b)(7)(C) and were not directly told they had to stay; Exhibit

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:16MAR16-NFNF-0140-7KNA

03JUN16

(5) pertains. Investigation continues pending numerous command interviews.

ACTION

R.SWPH: Utilizing Exhibits (1) thru (3) for reference, locate and fully identify LT (b)(6), (b)(7)(C) USN, COMCARAIRWING NINE, Point Mugu NAWC, CA. DOB (b)(6), (b)(7)(C) SS: (b)(6), (b)(7)(C) was a named as being present at VAW-120 on 01JUL15 when (b)(6), (b)(7)(C) was detained by Command members of VAW-120. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) stated to (b)(6), (b)(7)(C) he was not free to leave. LT (b)(6), (b)(7)(C) is suspected of being involved in the unlawful detainment of (b)(6), (b)(7)(C). Ascertain the circumstances around the detainment by Command Members of VAW-120 on or about 01JUL15. Determine why (b)(6), (b)(7)(C) was detained. Attempt to obtain a sworn statement from LT (b)(6), (b)(7)(C) including the additional facts and address any discrepancies identified. Ascertain if LT (b)(6), (b)(7)(C) is willing to undergo a polygraph examination if he denies any wrongdoing. Please contact SA (b)(6), (b)(7)(C) or via email to (b)(6), (b)(7)(C) ncis.navy.mil.

DISTRIBUTION

NCISHQ:0023

ACTION:SWPH

INFO :Regional Legal Services Mid-atlantic (H)/NFNF/SWFO

HAND DELIVERED: <input checked="" type="checkbox"/>	MAILED: <input type="checkbox"/>
FAXED/SCA: <input type="checkbox"/>	PUBLISHED: 6/3/16
INITIALS: (b)(6), (b)(7)(C) 13/6	

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PAGE 3 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

18MAR16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RECEIPT AND REVIEW OF (b)(6), (b)(7)(C) COMPLAINT SUBMITTED TO NORFOLK
POLICE DEPARTMENT

1. On 16MAR16, Reporting Agent (RA) received and reviewed a, "Statement of Criminal Complaint" provided to Norfolk Police Department, Norfolk, VA written by (b)(6), (b)(7)(C) USN, VAW 120, Naval Station Norfolk, VA.

2. According to (b)(6), (b)(7)(C) on 01JUL15, she and (b)(6), (b)(7)(C) attended a meeting at the Navy Inspector General Office (IG) to address LT (b)(6), (b)(7)(C) complaint of unfair treatment and harassment by Command members of VAW-120. (b)(6), (b)(7)(C) stated she and LT (b)(6), (b)(7)(C) were told the contents of the meeting and what was discussed was private and privileged communication. At the conclusion of the interview (b)(6), (b)(7)(C) retrieved their cellphones from the front desk at the IG's office. LT (b)(6), (b)(7)(C) noticed several missed calls and voicemails from VAW-120 ordering him to return to work. (b)(6), (b)(7)(C) stated she accompanied LT (b)(6), (b)(7)(C) back to VAW-120 and remained in the car. Approximately 15 minutes after LT (b)(6), (b)(7)(C) departed the car he returned to retrieve (b)(6), (b)(7)(C) at Command's request to, "go get (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) indicated she was initially brought into VAW-120's Ready Room where LT (b)(6), (b)(7)(C) USN stated she and LT (b)(6), (b)(7)(C) were not allowed to leave until she and LT (b)(6), (b)(7)(C) told the Commander the information he wanted. (b)(6), (b)(7)(C) refused to disclose their meeting with the IG. According to (b)(6), (b)(7)(C) then stated, "I guess you won't be leaving then" (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were then ordered into a conference room where the door was shut. According to (b)(6), (b)(7)(C) he was never free to leave. (b)(6), (b)(7)(C) indicated she was forced to remain in VAW-120 for at least 2 hours; Enclosure (A) pertains.

ENCLOSURE(S)

(A) Complaint of (b)(6), (b)(7)(C) 16MAR16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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Exhibit (/)

Pages 52 through 54 redacted for the following reasons:

(b)(6), (b)(7)(C)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

18MAR16

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL DETENTION OF DEPENDENT WIFE
BY COMMAND MEMBERS

RESULTS OF INTERVIEW OF LT (b)(6), (b)(7)(C) USN

1. On 16MAR16, Reporting Agent (RA) and Participant Agent (PA) (b)(6), (b)(7)(C) interviewed LT (b)(6), (b)(7)(C) USN, VAW 120, Naval Station Norfolk regarding his knowledge of an event occurring on or about 01JUL15, in which (b)(6), (b)(7)(C) CIV was unlawfully detained by Command members of VAW-120.

2. According to LT (b)(6), (b)(7)(C) he had been the subject of unfair treatment by Command members particularly LCDR (b)(6), (b)(7)(C) USN, Commanding Officer, VAW 120 since his arrival at VAW 120 in 2014. LT (b)(6), (b)(7)(C) alleged due to his Ukrainian decent, LCDR (b)(6), (b)(7)(C) became suspicious of his Ukrainian origin after two trips to Ukraine which occurred shortly before hostilities with Russia and Ukraine began in late 2014-early 2015. LT (b)(6), (b)(7)(C) alleged the trips were to visit his Grandmother (now deceased). According to LT (b)(6), (b)(7)(C) he had his security clearance suspended shortly after and was denied other leave to include any travel in the United States. This as a result of several Human Factors Boards to which his Ukrainian decent was called into question. Additionally, LT (b)(6), (b)(7)(C) further alleged Command members placed a Pro-Russian Komitet Gosudarstvennoy Bezopasnosti (KGB) sticker on his personal vehicle. Due to the unfair treatment LT (b)(6), (b)(7)(C) made formal complaint to the Inspector General's Office after seeking several lesser venues to remedy issues previously attempted to be addressed.

3. On 01JUL15, (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) met with staff from the IG's office. During the meeting LT (b)(6), (b)(7)(C) stated he had to secure his cellphone. Upon completion of the meeting he returned to his cellphone to discover several missed calls and voicemails requesting he immediately return to VAW 120. Upon his return LCDR (b)(6), (b)(7)(C) demanded to know where LT (b)(6), (b)(7)(C) had gone. LT (b)(6), (b)(7)(C) alleged a map of a building which contained the IG's Office was brought out and placed in front of him at which point he was ordered to reveal the location within the building in which he and (b)(6), (b)(7)(C) had been; LT (b)(6), (b)(7)(C) cited protected communication and refused to reveal the location. At this time LT (b)(6), (b)(7)(C) was instructed to retrieve (b)(6), (b)(7)(C) who was waiting in LT (b)(6), (b)(7)(C) vehicle due to the urgent nature of his request to return to VAW 120. According to LT (b)(6), (b)(7)(C) was brought into the VAW 120 Ready Room at the request of LCDR (b)(6), (b)(7)(C). According to LT (b)(6), (b)(7)(C) once in the Ready Room (b)(6), (b)(7)(C) was belittled by Command members and ordered to reveal the location in which she and LT (b)(6), (b)(7)(C) had just been. (b)(6), (b)(7)(C) cited protected communication at which time (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were ordered to the VAW 120 Conference Room for further questioning. Again LCDR (b)(6), (b)(7)(C)

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Exhibit (2)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL: 16MAR16-NFNF-0140-7KNA

18MAR16

ordered (b)(6), (b)(7)(C) reveal the location (b)(6), (b)(7)(C) refused. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) USN, VAW 120 stated, "you guys cannot leave unless you tell us where you were" to which (b)(6), (b)(7)(C) refused to reveal and stated, "No. LT (b)(6), (b)(7)(C) alleged LT (b)(6), (b)(7)(C) responded, "well I guess you will not be leaving then". According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) USN, VAW 120 informed him (b)(6), (b)(7)(C) is subject to the UCMJ and required to disclose the information requested. LT (b)(6), (b)(7)(C) did not disclose the exact duration, only the detainment lasted for an extended period of time.

4. LT (b)(6), (b)(7)(C) was provided a Victim Witness Assistance Program Pamphlet and briefed on its contents.

5. This report is a summary of the interview of LT (b)(6), (b)(7)(C). For complete details of the interview the DVD recording must be reviewed as the interview of LT (b)(6), (b)(7)(C) was recorded, Enclosure (A) pertains. Upon completion of the interview a copy of the recording was transferred to a DVD-R and placed into the NCIS Consolidated Evidence Facility, Norfolk, VA.

ENCLOSURE(S)

(A) DVD Containing the interview of LT (b)(6), (b)(7)(C) 16MAR16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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Pages 57 through 58 redacted for the following reasons:

Exh (2) Enc(A) is not processed

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

25MAY16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

REVIEW OF HAND DRAWN SKETCH COMPLETED BY LT (b)(6), (b)(7)(C)

1. On 16MAR16, Reporting Agent RA interviewed LT (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron (VAW-120), Naval Station Norfolk, VA. LT (b)(6), (b)(7)(C) drew a sketch of the area in which he and (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) CIV alleged they were unlawfully detained.

2. The sketch depicts both the Ready Room and Conference Room of VAW-120. LT (b)(6), (b)(7)(C) indicated he and (b)(6), (b)(7)(C) were initially held in VAW-120's Ready Room and then moved to the Conference Room.

3. On the backside of the sketch LT (b)(6), (b)(7)(C) identified the Command members that were present on 01 JUL15, when he and (b)(6), (b)(7)(C) were detained. LT (b)(6), (b)(7)(C) utilized short hand when documenting the Command members present. "CR" stands for Conference Room and "RR" Ready Room. LT (b)(6), (b)(7)(C) used "CR" and "RR" to depict who was present in what room. The Command members identified by LT (b)(6), (b)(7)(C) as follows:

RR/CR - LCDR (b)(6), (b)(7)(C) USN
CR - LT (b)(6), (b)(7)(C) USN
No location identified - LT (b)(6), (b)(7)(C) USN
RR - LT (b)(6), (b)(7)(C) USN
RR - LT (b)(6), (b)(7)(C)
CR - (b)(6), (b)(7)(C) USN
CR - (b)(6), (b)(7)(C) USN
RR - LT (b)(6), (b)(7)(C) USN
No location identified - CDR (b)(6), (b)(7)(C) USN
No location identified - CDR (b)(6), (b)(7)(C) USN

4. Both the sketch and the list are appended as Enclosure (A).

ENCLOSURE(S)

(A) Hand Drawn Sketch Completed by LT (b)(6), (b)(7)(C) NO DATE

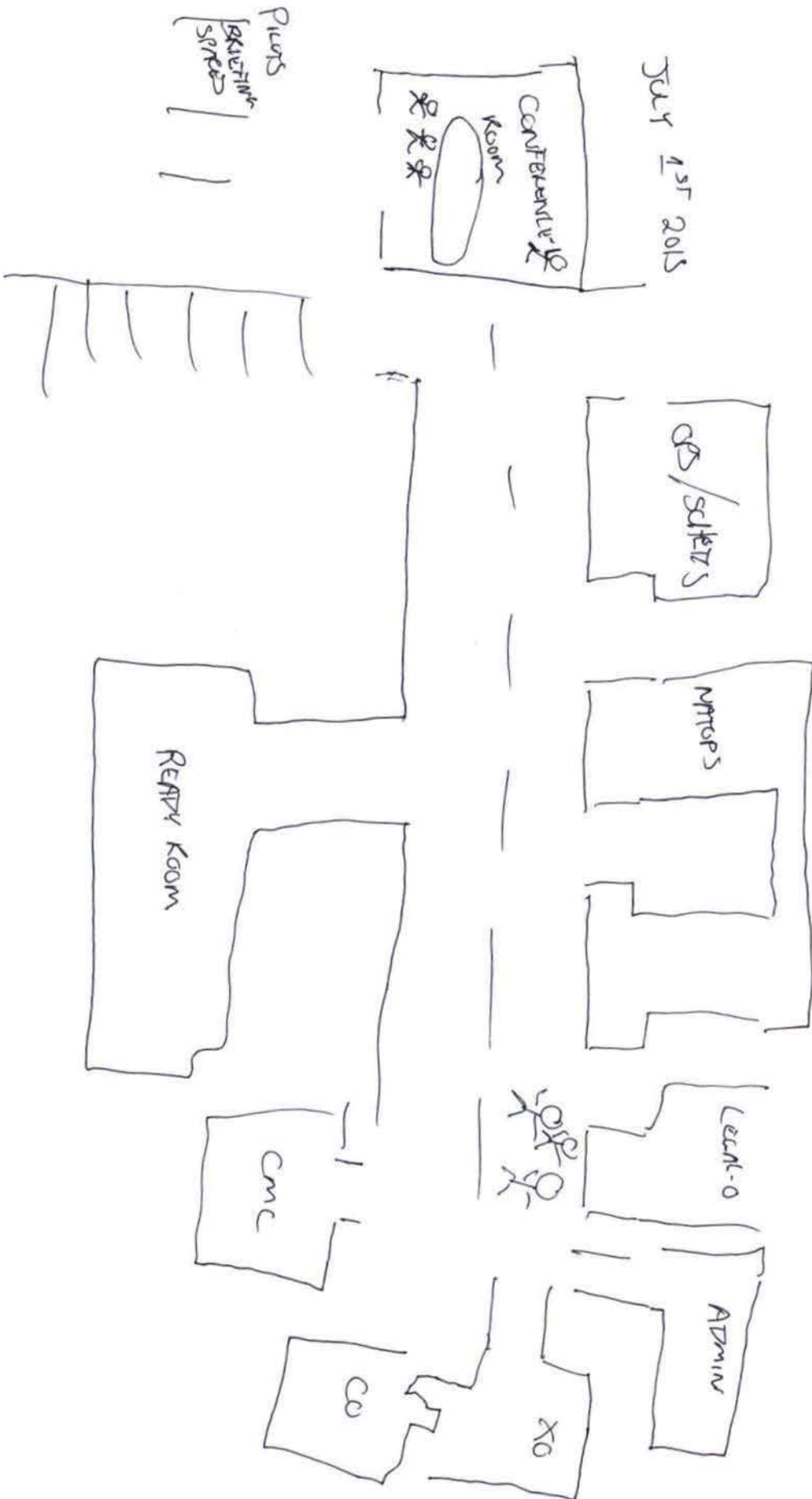
REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 1 LAST (b)(6), (b)(7)(C) V2 LNN

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Exhibit (3)



NAVAL CRIMINAL INVESTIGATIVE SERVICE
Investigative Notes

TITLE _____
CCN _____
Agent _____

Date: _____

Made By: _____

Made At: _____

Other: _____

NAME

RANK

Pos.

RR/c
CK

RR
RR
CR
CK
RR

(b)(6), (b)(7)(C)

LCDR

SO/ADMIN

LT

LEGAL-O (FORMER)

LT

LEGAL-O (CURRENT)

LT

CDO (JULY 2016)

LT

WITNESS READY ROOM

LT

WITNESS WALK IN CONFERENCE ROOM

LT

WITNESS FOR JULY 25TH PII

LT

"TELL US WHAT HE WANTS" "WHERE YOU WENT" "THEN YOU CAN GO"

CDR

FORMER CO

CDR

FORMER XO

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

29APR16

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL DETENTION OF (b)(6), (b)(7)(C)
BY COMMAND MEMBERS

RESULTS OF INTERVIEW WITH (b)(6), (b)(7)(C) CIV

1. On 26Apr16, (b)(6), (b)(7)(C) arrived at NCISRU Miami, co-located with the Federal Bureau of Investigations (FBI), Miami Division, 2030 SW 145th Ave, Miramar, FL 33027 for the purpose of being interviewed regarding her formal complaint. As background (b)(6), (b)(7)(C) alleges her civil rights were violated under U.S. Federal law when she was allegedly unlawfully detained by members of (b)(6), (b)(7)(C) U.S. Navy Command, Carrier Airborne Early Warning Squadron 120 (VAW-120), Norfolk Naval Base, VA. The incident occurred on or about 01Jul15, after Command members had been questioning (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) VAW-120 about their whereabouts the day while they were visiting the Navy Inspector General's Office. LT. (b)(6), (b)(7)(C) is a U.S. naturalized citizen with a Ukrainian background.

2. Prior to questioning Reporting Agent (RA) presented his NCIS credentials to (b)(6), (b)(7)(C) for review. (b)(6), (b)(7)(C) contact information was captured as telephone number (b)(6), (b)(7)(C) @gmail.com (b)(6), (b)(7)(C) explained she had studied nursing at Florida State University and was currently attending an internship program.

(b)(6), (b)(7)(C) was asked to explain the circumstances surrounding her allegations. (b)(6), (b)(7)(C) was in flight school to qualify on the E-2C Hawkeye (b)(6), (b)(7)(C) stated she believed that (b)(6), (b)(7)(C) was intelligent, loyal to the U.S. Navy, and was considered to be an excellent pilot based upon her understanding, NFI. On or about 06Mar15, (b)(6), (b)(7)(C) was involved in a car accident and was placed on convalescent leave after being diagnosed with fracturing 3 ribs. On or about 24Mar15, (b)(6), (b)(7)(C) was served with a document by his Command advising him that his security clearance was suspended following a Security review. (b)(6), (b)(7)(C) explained (b)(6), (b)(7)(C) was unable to access any work computers, was placed on restriction, and had his pay suspended for a period of time. (b)(6), (b)(7)(C) advised afterward she learned that (b)(6), (b)(7)(C) pay should not have been affected. Sometime thereafter, he went to a Human Factors board before his unit Commander Captain (b)(6), (b)(7)(C) CAPT (b)(6), (b)(7)(C) had growing concerns about (b)(6), (b)(7)(C) family history and concerns he was a possible security risk to the squadron and the US Navy. (b)(6), (b)(7)(C) had requested personal leave for 2 weeks to visit family in Kiev, Ukraine circa November 2013 which had been approved by his Command. Upon return (b)(6), (b)(7)(C) was debriefed by the US Navy pursuant to a routine security debrief and no issues were raised according to (b)(6), (b)(7)(C). The following year (b)(6), (b)(7)(C) had requested authorization from his Command to travel to Kiev, Ukraine circa May/June 2015 which was denied by the Command due to the deteriorating

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Exhibit (4)

29APR16

security situation in the Ukraine due to regional hostilities.

4. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) had lost three (3) family members and a family friend due to the conflict in Ukraine. (b)(6), (b)(7)(C) was identified as (b)(6), (b)(7)(C) who currently resides in (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) identified only as (b)(6), (b)(7)(C) (LNU) allegedly blamed (b)(6), (b)(7)(C) for not doing more to rescue (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) from being killed during the conflict. (b)(6), (b)(7)(C) was unable to provide additional details regarding the aforementioned relatives.

5. (b)(6), (b)(7)(C) asserted (b)(6), (b)(7)(C) Command, VAW-120 had made several false claims against him. First, they alleged he had taken Unauthorized Absence and 2) claimed he had falsified records related to his security clearance. This was based upon the fact that (b)(6), (b)(7)(C) had disclosed several foreign born relatives to his security questionnaire during his security debrief. (b)(6), (b)(7)(C) opined this to be absurd as he had met these people for the first time in Kiev, Ukraine back in November 2013, after being cleared by his Command to take leave. Note (b)(6), (b)(7)(C) was unable to provide additional details about the type and frequency of communication with his foreign born relatives and associates. (b)(6), (b)(7)(C) explained (b)(6), (b)(7)(C) would be knowledgeable regarding his foreign contacts.

6. (b)(6), (b)(7)(C) outlined a Command climate that was unfair to (b)(6), (b)(7)(C) stating he was harassed by Command members and peers about being a Russian spy or being associated with the Russian KGB. This situation worsened when someone placed a red KGB sticker on the passenger side of his car and two other stickers of Russian fighter jets on his bumper at work. (b)(6), (b)(7)(C) advised this environment created a hostile working environment for (b)(6), (b)(7)(C). At the time (b)(6), (b)(7)(C) did not formally complain to his Command surrounding the circumstances. (b)(6), (b)(7)(C) stated she believed (b)(6), (b)(7)(C) had disclosed all aspects of his troubles to her and not just segments which were favorable to her.

7. On 01Jul15, (b)(6), (b)(7)(C) made an appointment with the Navy Office of Inspector General (OIG) aboard Norfolk Naval Base, Fleet Forces Command, Norfolk, VA. At the time (b)(6), (b)(7)(C) was visiting from Florida. (b)(6), (b)(7)(C) said the IG had advised them both not to reveal their official meeting with the IG to his Command as it was considered protected communication. (b)(6), (b)(7)(C) said only (b)(6), (b)(7)(C) would be able to identify the IG representative they met with as she either did not know or did not want to reveal during the interview. After the meeting (b)(6), (b)(7)(C) had several missed calls from his Command and a message from LCDR (b)(6), (b)(7)(C) ordering (b)(6), (b)(7)(C) to return to VAW-120. Upon returning to the Command, (b)(6), (b)(7)(C) was questioned twice as to his whereabouts by LCDR (b)(6), (b)(7)(C) reported she believed the Command knew where they had been based upon a log that (b)(6), (b)(7)(C) was expected to maintain. In this log (b)(6), (b)(7)(C) had listed the building number to the Fleet Forces Command building on base which houses the Navy IG Office, NFI.

8. (b)(6), (b)(7)(C) came out of the VAW-120 BLDG and retrieved (b)(6), (b)(7)(C) from his car after being reportedly ordered to do so by LCDR (b)(6), (b)(7)(C) followed (b)(6), (b)(7)(C) to the VAW-120 ready room and reported feeling uncomfortable as she was surrounded by 10-15 Navy Service members in flight suits. (b)(6), (b)(7)(C) assumed the members were armed and reported this contributed to her feeling she was unable to leave the area. (b)(6), (b)(7)(C) asserted she was nervous and was

29APR16

asked directly by LCDR (b)(6), (b)(7)(C) where she and (b)(6), (b)(7)(C) had been after (b)(6), (b)(7)(C) refused to answer the same question. LCDR (b)(6), (b)(7)(C) produced a map of the base and requested (b)(6), (b)(7)(C) to point to where he had been on base. (b)(6), (b)(7)(C) stated (b)(6), (b)(7)(C) did not comply with the request from LCDR (b)(6), (b)(7)(C) said after being confronted and directly questioned by him that it was a private matter and she had nothing further to say. At some point LCDR (b)(6), (b)(7)(C) then directed the couple to a nearby conference room. (b)(6), (b)(7)(C) reported she didn't feel free to leave under the circumstances. (b)(6), (b)(7)(C) clarified she did not specifically ask if she could leave and assumed the Naval Officers had the authority to detain her.

9. LT (b)(6), (b)(7)(C), a former instructor walked in the room and apologized to (b)(6), (b)(7)(C) about how he was being treated. LT (b)(6), (b)(7)(C) advised he would prepare an affidavit as a character reference and exclaimed he wished there was more he could do to help (b)(6), (b)(7)(C) in his current situation. At some point (b)(6), (b)(7)(C) exited the conference room and spoke with LT. (b)(6), (b)(7)(C) about leaving. LT (b)(6), (b)(7)(C) conveyed they needed to wait to hear from Command before they departed. They returned to the conference room and continued to wait for Command to prepare legal paperwork. (b)(6), (b)(7)(C) attempted to unsuccessfully contact his lawyer (b)(6), (b)(7)(C) and left him a message. At some point while they waited in the Command conference room (b)(6), (b)(7)(C) contacted the Navy OIG office to explain his circumstances. (b)(6), (b)(7)(C) reported a representative from the OIG spoke with (b)(6), (b)(7)(C). Soon afterward, LT (b)(6), (b)(7)(C) and LCDR (b)(6), (b)(7)(C) returned with prepared documents for him to sign which would have sent him to Captains Mast. At which time acting on advice from his lawyer, (b)(6), (b)(7)(C) refused to sign the documents. Later on Mr. (b)(6), (b)(7)(C) contacted the Command on (b)(6), (b)(7)(C) behalf regarding future legal proceedings and requested his client would request a Court Marshall proceeding. (b)(6), (b)(7)(C) estimated she was held against her will for a period of approximately 2 hours.

10. On 09Jul15, a change of Command of (b)(6), (b)(7)(C) unit took place where LCDR (b)(6), (b)(7)(C) was relieved and CDR (b)(6), (b)(7)(C) took over as the Commanding Officer of VAW-120. The court martial proceeding against (b)(6), (b)(7)(C) was dropped and his security clearance was reinstated by the Department of Naval Central Adjudication Facility (DONCAF). (b)(6), (b)(7)(C) was informed that his clearance was reinstated circa Oct/Nov 2015. (b)(6), (b)(7)(C) provided the following supporting documents to provide context of the events of alleged violations to her civil rights. On 19Jan16 LT (b)(6), (b)(7)(C) submitted a Memorandum of Record. Enclosure (B) provides additional details. In response, on 26Feb16 Commanding Officer, VAW-120 submitted a MFR. Enclosure (C) provides additional details. In this document CDR (b)(6), (b)(7)(C) asserts that several claims leveled by (b)(6), (b)(7)(C) are without basis or merit. On 12Mar16 (b)(6), (b)(7)(C) provided a prepared statement. Enclosure (D) provides additional details.

11. This report is a summary of the interview of (b)(6), (b)(7)(C) for complete details of the interview the DVD recording must be reviewed as the interview of (b)(6), (b)(7)(C) was recorded. Enclosure (E) provides additional details. Upon completion of the interview a copy of the recording was transferred to a DVD-R and placed into the NCIS Consolidated Evidence Facility, Norfolk, VA.

12. No additional relevant information was obtained and (b)(6), (b)(7)(C) departed the area.

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:16MAR16-NFNF-0140-7KNA

29APR16

ENCLOSURE(S)

- (A) Suspect's Rights Acknowledgement/Statement/Undated
- (B) Article 138, Complaint of Wrongs/19Jan16
- (C) Memorandum Command Response to Complaint of Wrongs/26Feb16
- (D) Prepared Statement of Criminal Complaint by (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)V/12Mar16
- (E) DVD Video Recording of (b)(6), (b)(7)(C) Interview/26Apr16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT UNIT MIAMI

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PAGE 4 LAST (b)(6), (b)(7)(C) LNN

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Pages 66 through 78 redacted for the following reasons:

(b)(6), (b)(7)(C)

Exh (4) Enc(E) is not processed

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INVESTIGATIVE ACTION

16MAY16

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

RESULTS OF REVIEW OF NMCI PST FILES OF VAW-120 COMMAND MEMBERS

1. On 31MAR16, Reporting Agent RA attempted to obtain the Navy Marine Corps Internet (NMCI) personal storage table (PST) files of LT (b)(6), (b)(7)(C), USN, LT (b)(6), (b)(7)(C), USN, LCDR (b)(6), (b)(7)(C), USN, CDR (b)(6), (b)(7)(C), USN, CDR (b)(6), (b)(7)(C), USN. As background the aforementioned persons were identified by LT (b)(6), (b)(7)(C), USN as to being present at VAW-120 on 01JUL15, when (b)(6), (b)(7)(C) CIV was unlawfully detained.

2. On 21APR16, RA received the requested files. Between 25APR16 and 10MAY16, RA conducted a review of the obtained PST files. The below findings are separated per person.

CDR (b)(6), (b)(7)(C)

3. RA reviewed several archived e-mails noted located in a folder named LT (b)(6), (b)(7)(C). On 11MAR16, an e-mail sent from CDR (b)(6), (b)(7)(C) to several parties in which CDR (b)(6), (b)(7)(C) conveys LT (b)(6), (b)(7)(C) did not check in at the duty desk as per his Letter of Instruction which resulted in LT (b)(6), (b)(7)(C) calling him repeatedly on 01JUL15, to determine his whereabouts. Additionally, CDR (b)(6), (b)(7)(C) conveys LT (b)(6), (b)(7)(C) was questioned to why he missed muster upon his return and volunteered (b)(6), (b)(7)(C) to answer questions that according to CDR (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) was not understanding and/or could not remember. The e-mail also indicated at no time was LT (b)(6), (b)(7)(C) separated from (b)(6), (b)(7)(C). However, CDR (b)(6), (b)(7)(C) stated "LCDR (b)(6), (b)(7)(C) told LT (b)(6), (b)(7)(C) he could not leave until he told LCDR (b)(6), (b)(7)(C) why he was absent and where he was"; Enclosure (A) pertains.

4. RA reviewed all e-mails contained within CDR (b)(6), (b)(7)(C) PST file. No other e-mails pertaining to the captioned investigation were found.

CDR (b)(6), (b)(7)(C)

5. RA reviewed several Inbox, Outbox, Sent, Drafts, and various folders belonging to CDR (b)(6), (b)(7)(C). RA observed an e-mail on 02JUL15, indicating LT (b)(6), (b)(7)(C) was now represented by Attorney (b)(6), (b)(7)(C) CIV. An additional e-mail dated 02JUL15, from LT (b)(6), (b)(7)(C) USN, VAW-120 to CDR (b)(6), (b)(7)(C) showing LT (b)(6), (b)(7)(C) being on, "HOLD" "PIO fwd to CO on 9 June". On 20AUG15, CDR (b)(6), (b)(7)(C) e-mailed CDR (b)(6), (b)(7)(C), USN, Executive Officer, Fleet Logistics Support Squadron (VRC-40), NAVSTA requesting guidance with regards to LT (b)(6), (b)(7)(C). Enclosure (B) pertains.

6. RA reviewed the remaining e-mail content of CDR (b)(6), (b)(7)(C) PST file. No other

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Exhibit (5)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:16MAR16-NFNF-0140-7KNA

16MAY16

e-mails pertaining to the captioned investigation were found. The was no mention of the event occurring on 01JUL15 involving (b)(6), (b)(7)(C)

LCDR (b)(6), (b)(7)(C)

7. PST file was not available for LCDR (b)(6), (b)(7)(C)

LT (b)(6), (b)(7)(C)

8. RA reviewed several Inbox, Outbox, Sent, Drafts, and various folders belonging to LT (b)(6), (b)(7)(C). No e-mails pertaining to the captioned investigation were found. Additionally, no e-mails present in LT (b)(6), (b)(7)(C) obtained PST file mentioned LT (b)(6), (b)(7)(C) or the event occurring on 01JUL15 involving (b)(6), (b)(7)(C)

LT (b)(6), (b)(7)(C)

9. RA reviewed several Inbox, Outbox, Sent, Drafts, and various folders contained within LT (b)(6), (b)(7)(C) PST file. No e-mails pertaining to the captioned investigation were found. Additionally, no e-mails present in LT (b)(6), (b)(7)(C) obtained PST file mentioned LT (b)(6), (b)(7)(C) or the event occurring on 01JUL15 involving (b)(6), (b)(7)(C)

LT (b)(6), (b)(7)(C)

10. RA reviewed several e-mails contained within LT (b)(6), (b)(7)(C) PST file. No e-mails pertaining to the captioned investigation were found. Additionally, no e-mails present in LT (b)(6), (b)(7)(C) obtained PST file mentioned LT (b)(6), (b)(7)(C) or the event occurring on 01JUL15 involving (b)(6), (b)(7)(C)

11. No other information was gleaned during the PST file review. A copy of the PST files are appended as Enclosure (C). The original PST files were entered into the NCIS Consolidated Evidence Facility, NAVSTA.

ENCLOSURE(S)

- (A) E-mail to CDR (b)(6), (b)(7)(C) 1MAR16
- (B) E-Mail's to C (b)(6), (b)(7)(C) Various Dates
- (C) DVD's Containing PST files/No Date

REPORTED BY: (b)(6), (b)(7)(C), Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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Pages 81 through 89 redacted for the following reasons:

(b)(6), (b)(7)(C)

Exh (5) Enc(C) is not processed

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CHANGE)

02JUN16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

(b)(6), (b)(7)(C)

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK, (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

(A) NCISRA NORFOLK, VA ROI(OPEN /18MAR16

NARRATIVE

1. Subsequent to the submission of Reference (A), (b)(6), (b)(7)(C)
CIV, (b)(6), (b)(7)(C) USN, Carrier Airborne Early
Warning Squadron 120 (VAW-120), Naval Station Norfolk, VA was identified as
a victim in the captioned investigation.

ACTION

023B: Please note the change to the title block as
referenced above.

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ACTION:023B

INFO :002A

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

18MAY16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL DETENTION OF (b)(6), (b)(7)(C) BY
COMMAND MEMBERS

COMMAND/VAW 120/09527

MADE AT/SEMC/RESIDENT UNIT MIAMI, (b)(6), (b)(7)(C) SPECIAL AGENT

REFERENCE(S)

- (A) NCISRA NFNF, ROI (ACTION)/30MAR16
- (B) NCISRU MIAMI, ROI (ACTION)/06APR16

EXHIBIT(S)

- (1) IA: Results of Interview of (b)(6), (b)(7)(C)
(b)(6), (b)(7)(C)/GIV/29APR16... (Copy All)

NARRATIVE

1. Pursuant to Ref (A) and subsequent to Ref (B), Reporting Agent established contact with (b)(6), (b)(7)(C) regarding her allegations of an unlawful detention by Command members of VAW 120 on or about 01Jul15. RA recently returned from a TDY status on 17May16.
2. On 26Apr16, (b)(6), (b)(7)(C) was interviewed at FBI Miami Division. The interview was recorded and an IA is attached which provided amplifying details. Exhibit (1) pertains.
3. Lead tasking is complete at SEMC.

ACTION

NFNF: Lead tasking at SEMC is complete.

DISTRIBUTION

NCISHQ:023B (E)
ACTION:NFNF (E)
INFO :SEFO (E)/SEJX (E)/SEMC (E)/NFFO (E)/NFNF (Attn: SSA
(b)(6), (b)(7)(C) (E)

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PAGE 1 LAST V2 LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

06APR16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL
COMMAND MEMBERS

(b)(6), (b)(7)(C)

BY

COMMAND/VAW 120/09527

MADE AT/SEMC/RESIDENT UNIT MIAMI,

(b)(6), (b)(7)(C)

SPECIAL AGENT

REFERENCE(S)

(A) NCISRA NFNF, ROI(ACTION)/30MAR16

NARRATIVE

1. Pursuant to Ref(A), SEMC is in receipt of lead tasking to locate and interview (b)(6), (b)(7)(C) regarding the circumstances and details related to her detainment/confinement by Command Members of VAW 120 on or about 01Jul15. To date, RA efforts to contact (b)(6), (b)(7)(C) telephonically have had negative results. SEMC is unable to provide an EDC due to inability to contact (b)(6), (b)(7)(C) RA will continue with efforts to contact and schedule an interview.

ACTION

NFNF: NCISRU MIAMI is in receipt of lead tasking.

DISTRIBUTION

NCISHQ:023B (E)

ACTION:NFNF (E)

INFO :SEFO (E)/SEJX (E)/NFFO (E)/NFNF (E)/SEMC (E)

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (ACTION)

30MAR16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL DETENTION OF (b)(6), (b)(7)(C) BY
COMMAND MEMBERS

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) Statement of Criminal Complaint by (b)(6), (b)(7)(C) /12MAR16
- (2) IA: Results of Interview of LT (b)(6), (b)(7)(C) USN/18MAR16

NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice, Article 97 (Unlawful detention) and Virginia State Code 18.2-47 (Abduction and kidnapping).

2. Investigation was initiated on 16MAR16, subsequent to notification by the Norfolk Police Department, Norfolk, VA of a complaint submitted by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) CIV, (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW 120), Norfolk, VA, in which he alleged she had been imprisoned against her will by command members on or about 01JUL15. The forwarded complaint identified the unlawful detention occurred when (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were brought into a conference room, located within the building occupied by VAW 120, and told by command members to disclose where LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) had been earlier in the day, precipitated by the failure of LT (b)(6), (b)(7)(C) to report to work on time or to answer calls from command attempting to ascertain his location. One of the command members allegedly stated to (b)(6), (b)(7)(C) she could not leave until a location was identified. (b)(6), (b)(7)(C) complaint further alleged the door to the conference room was closed and she felt she was not free to leave, Exhibit (1) pertains.

3. LT (b)(6), (b)(7)(C) was interviewed and advised (b)(6), (b)(7)(C) was escorted into VAW 120 spaces by LT (b)(6), (b)(7)(C) at the request of command leadership. Upon demand by LCDR (b)(6), (b)(7)(C) USN, Commanding Officer, VAW 120 and LT (b)(6), (b)(7)(C) VAW 120 to disclose her and LT (b)(6), (b)(7)(C) whereabouts, (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) both declined, citing the information was privileged as they were in the Inspector General's office. In response, LT (b)(6), (b)(7)(C) advised "you guys cannot leave unless you tell us where you were" to which (b)(6), (b)(7)(C) replied "No". LT (b)(6), (b)(7)(C) then stated "well I guess you will not be leaving then", Exhibit (2) pertains.

4. Initial investigation revealed a history of command disciplinary issues regarding LT (b)(6), (b)(7)(C) including a command investigation regarding LT (b)(6), (b)(7)(C) security clearance eligibility, due to allegations he failed to report foreign contacts in Ukraine and concerns regarding his travel to

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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE
CONTROL:16MAR16-NFNF-0140-7KNA

30MAR16

Ukraine.

PARTICIPANTS

(b)(6), (b)(7)(C)

SPECIAL AGENT, RESIDENT AGENCY NORFOLK

ACTION

R.SEMC: Utilizing Exhibits (1) and (2) for reference, locate
and fully identify (b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

USN, VAW 120, Naval

Station Norfolk. Ascertain the circumstances around her
detainment/confinement by Command Members of VAW 120 on or
about 01JUL15. Determine why (b)(6), (b)(7)(C) was detained. What led

(b)(6), (b)(7)(C) believe/feel she was not free to leave. Have (b)(6), (b)(7)(C)

identify names of Command Member's present. Provide a Victim
Witness Assistance Program pamphlet (b)(6), (b)(7)(C) and attempt to

obtain a sworn statement from (b)(6), (b)(7)(C) including the additional

facts and address any discrepancies identified. Please
contact SA (b)(6), (b)(7)(C) or via email to

(b)(6), (b)(7)(C) ncis.navy.mil.

DISTRIBUTION

NCISHQ:0023

ACTION:SEMC

INFO :002A/SEFO/NFFO

HAND DELIVERED:	_____	MAILED:	_____
FA:	(b)(6), (b)(7)(C)	PUBLISHED:	30MAR16
INI:	(b)(6), (b)(7)(C)		

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PAGE 2 LAST (b)(6), (b)(7)(C) LNN

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Pages 95 through 97 redacted for the following reasons:

(b)(6), (b)(7)(C)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

INVESTIGATIVE ACTION

18MAR16

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL DETENTION OF (b)(6), (b)(7)(C)
BY COMMAND MEMBERS

RESULTS OF INTERVIEW OF LT (b)(6), (b)(7)(C) USN

1. On 16MAR16, Reporting Agent (RA) and Participant Agent (PA) (b)(6), (b)(7)(C) interviewed LT (b)(6), (b)(7)(C), USN, VAW 120, Naval Station Norfolk regarding his knowledge of an event occurring on or about 01JUL15, in which (b)(6), (b)(7)(C) CIV was unlawfully detained by Command members of VAW-120.

2. According to LT (b)(6), (b)(7)(C) he had been the subject of unfair treatment by Command members particularly LCDR (b)(6), (b)(7)(C) USN, Commanding Officer, VAW 120 since his arrival at VAW 120 in 2014. LT (b)(6), (b)(7)(C) alleged due to his Ukrainian decent, LCDR (b)(6), (b)(7)(C) became suspicious of his Ukrainian origin after two trips to Ukraine which occurred shortly before hostilities with Russia and Ukraine began in late 2014-early 2015. LT (b)(6), (b)(7)(C) alleged the trips were to visit his Grandmother (now deceased). According to LT (b)(6), (b)(7)(C) he had his security clearance suspended shortly after and was denied other leave to include any travel in the United States. This as a result of several Human Factors Boards to which his Ukrainian decent was called into question. Additionally, LT (b)(6), (b)(7)(C) further alleged Command members placed a Pro-Russian Komitet Gosudarstvennoy Bezopasnosti (KGB) sticker on his personal vehicle. Due to the unfair treatment LT (b)(6), (b)(7)(C) made formal complaint to the Inspector General's Office after seeking several lesser venues to remedy issues previously attempted to be addressed.

3. On 01JUL15 (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) met with staff from the IG's office. During the meeting LT (b)(6), (b)(7)(C) stated he had to secure his cellphone. Upon completion of the meeting he returned to his cellphone to discover several missed calls and voicemails requesting he immediately return to VAW 120. Upon his return LCDR (b)(6), (b)(7)(C) demanded to know where LT (b)(6), (b)(7)(C) had gone. LT (b)(6), (b)(7)(C) alleged a map of a building which contained the IG's Office was brought out and placed in front of him at which point he was ordered to reveal the location within the building in which he and (b)(6), (b)(7)(C) had been; LT (b)(6), (b)(7)(C) cited protected communication and refused to reveal the location. At this time LT (b)(6), (b)(7)(C) was instructed to retrieve (b)(6), (b)(7)(C) who was waiting in LT (b)(6), (b)(7)(C) vehicle due to the urgent nature of his request to return to VAW 120. According to LT (b)(6), (b)(7)(C) was brought into the VAW 120 Ready Room at the request of LCDR (b)(6), (b)(7)(C). According to LT (b)(6), (b)(7)(C) once in the Ready Room (b)(6), (b)(7)(C) was belittled by Command members and ordered to reveal the location in which she and LT (b)(6), (b)(7)(C) had just been. (b)(6), (b)(7)(C) cited protected communication at which time (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were ordered to the VAW 120 Conference Room for further questioning. Again LCDR (b)(6), (b)(7)(C)

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EXHIBIT (2)

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

CONTROL:16MAR16-NFNF-0140-7KNA

18MAR16

order to (b)(6), (b)(7)(C) reveal the location (b)(6), (b)(7)(C) refused. According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) USN, VAW 120 stated, "you guys cannot leave unless you tell us where you were" to which (b)(6), (b)(7)(C) refused to reveal and stated, "No. LT (b)(6), (b)(7)(C) alleged LT (b)(6), (b)(7)(C) responded, "well I guess you will not be leaving then". According to LT (b)(6), (b)(7)(C) LT (b)(6), (b)(7)(C) USN, VAW 120 informed him (b)(6), (b)(7)(C) subject to the UCMJ and required to disclosed the information requested. LT (b)(6), (b)(7)(C) did not disclose the exact duration, only the detainment lasted for an extended period of time.

4. LT (b)(6), (b)(7)(C) was provided a Victim Witness Assistance Program Pamphlet and briefed on its contents.

5. This report is a summary of the interview of LT (b)(6), (b)(7)(C) For complete details of the interview the DVD recording must be reviewed as the interview of LT (b)(6), (b)(7)(C) was recorded, Enclosure (A) pertains. Upon completion of the interview a copy of the recording was transferred to a DVD-R and placed into the NCIS Consolidated Evidence Facility, Norfolk, VA.

ENCLOSURE(S)

(A) DVD Containing the interview of LT (b)(6), (b)(7)(C) 16MAR16

REPORTED BY: (b)(6), (b)(7)(C) Special Agent
OFFICE: RESIDENT AGENCY NORFOLK

U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (OPEN)

18MAR16

KIDNAPPING (II)

CONTROL: 16MAR16-NFNF-0140-7KNA

I/VAW 120, NORFOLK, VA/REPORT OF UNLAWFUL DETENTION OF (b)(6), (b)(7)(C) BY
COMMAND MEMBERS

COMMAND/VAW 120/09527

MADE AT/NFNF/RESIDENT AGENCY NORFOLK, (b)(6), (b)(7)(C) SPECIAL AGENT

NARRATIVE

1. This reactive investigation pertains to suspected violations of the Uniform Code of Military Justice, Article 97 (Unlawful detention) and Virginia State Code 18.2-47 (Abduction and kidnapping).

2. Investigation was initiated on 16MAR16, subsequent to notification by the Norfolk Police Department, Norfolk, VA of a complaint submitted by (b)(6), (b)(7)(C) (b)(6), (b)(7)(C) USN, Carrier Airborne Early Warning Squadron 120 (VAW 120), Norfolk, VA, in which she alleged she had been imprisoned against her will by command members on or about 01JUL15. The forwarded complaint identified the unlawful detention occurred when (b)(6), (b)(7)(C) and LT (b)(6), (b)(7)(C) were brought into a conference room, located within the building occupied by VAW 120, and told by command members to disclose where LT (b)(6), (b)(7)(C) and (b)(6), (b)(7)(C) had been earlier in the day, precipitated by the failure of LT (b)(6), (b)(7)(C) to report to work on time or to answer calls from command attempting to ascertain his location. One of the command members allegedly stated (b)(6), (b)(7)(C) could not leave until a location was identified. (b)(6), (b)(7)(C) complaint further alleged the door to the conference room was closed and she felt she was not free to leave.

3. Initial investigation revealed a history of command disciplinary issues regarding LT (b)(6), (b)(7)(C) including a command investigation regarding LT (b)(6), (b)(7)(C) security clearance eligibility, due to allegations he failed to report foreign contacts in Ukraine and concerns regarding his travel to Ukraine.

4. Database checks of LT (b)(6), (b)(7)(C) utilizing the Joint Personnel Adjudication System revealed LT (b)(6), (b)(7)(C) was born in Russia and possessed a Top Secret security clearance with Sensitive Compartmented Information eligibility.

5. On 18MAR16, CAPT (b)(6), (b)(7)(C) USN, Commander Naval Air Force Atlantic, Norfolk, VA, was briefed regarding the initiation of this investigation.

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INFO :002A/NFNF

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PAGE 1 LAST (b)(6), (b)(7)(C) LNN

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